

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE TWENTY FIFTH DAY OF JULY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA



WRIT PETITION NO: 17304 OF 2023

Between:

1. Pinapati Jonsamma, W/o.Late Kattepogu Nageswara Rao, Aged about 70 years,
2. Kattepogu Kranthi Kumar, S/o. Late Kattepogu Nageswara Rao, Aged about 43 years,
3. Suman Kattepogu, S/o.Late Kattepogu. Nageswara Rao, Aged about 41 years,

All are R/o.H.No.26-14/2B, Raghuram Nagar, Ward No.26, Guntur Town, Guntur District.

...Petitioners

AND

1. The Revision Authority & Joint Collector & Additional District Magistrate, Guntur, Guntur District.
2. The Tahasildar, Thullur Mandel, Guntur District.
3. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
4. Mallavarapu Johanu, S/o.Seethaiah, R/o.Venkatapalem Village, Thullur Mandal, Guntur District.

...Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus to declare the impugned orders in Revision Case No.10/2023-D1 dated 26-06-2023 passed by the 1st Respondent as arbitrary, illegal, beyond jurisdiction and contrary to Sec.9 of the AP Rights in Lands and Pattadar Pass Book Act, 1971 and consequently set aside the impugned orders in Revision Case No.10/2023-D1 dated 26-06-2023 passed by the 1st Respondent in the interest of justice.

IA NO: 1 OF 2023

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the impugned orders in Revision Case No.10/2023-D1 dated 26-06-2023 passed by the 1st Respondent, pending disposal of WP 17304 of 2023, on the file of the High Court.

IA NO: 2 OF 2023

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to permit the Petitioner to file the document i.e., Endorsement dated 08-11-2022 issued by the 2nd Respondent as additional material paper in W.P.No.17304/2023 in the interest of justice, pending disposal of WP 17304 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri P Nagendra Reddy, Advocate for the Petitioner and of GP for Revenue for Respondent Nos.1 to 3, the Court made the following

ORDER:

"Heard the Learned Counsel for the petitioners. Also heard the Learned Counsel for the 4th respondent.

The matter requires consideration in the light of the contentious issues, more particularly, with reference to exercise of powers by the 1st respondent against the orders passed by the 2nd respondent.

Let the Counter Affidavits of the concerned respondents be filed within three (3) weeks.

Pending further consideration, the order dated 26.06.2023 shall not be given effect to, for a period of eight (8) weeks.

List this case after three (3) weeks."

**Sd/- SK. MD. RAFI
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Revision Authority & Joint Collector & Additional District Magistrate, Guntur, Guntur District.
2. The Tahasildar, Thullur Mandel, Guntur District.
3. The Principal Secretary, Revenue Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi, Guntur District.
4. Mallavarapu Johanu, S/o.Seethaiah, R/o.Venkatapalem Village, Thullur Mandal, Guntur District (1 to 4 by RPAD)
5. One CC to Sri. P Nagendra Reddy, Advocate [OPUC]
6. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
7. One spare copy.

MSB

HIGH COURT

NJS,J

DATED:25/07/2023

ORDER

LIST THIS CASE AFTER THREE (3) WEEKS

WP.No.17304 of 2023

INTERIM DIRECTION

