

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE THIRTY FIRST DAY OF JULY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
IA No. 1 OF 2023

IN

WP NO: 18211 OF 2023



Between:

Sri Behara Bhaskara Rao, S/o. Sankar Narayana, Aged about 57 years, Occ.
Business, Resident of D.No.14-7, RRV Puram, Gopalapatnam Visakhapatnam.

...Petitioner(s)

(Petitioner in WP 18211 OF 2023
on the file of High Court)

AND

1. The Sub Registrar, Gopalapatnam, Visakhapatnam.
2. The District Registrar, Visakhapatnam District at Visakhapatnam.
3. The District Collector, Visakhapatnam District at Visakhapatnam.
4. Special Officer and Competent Authority, Urban Land Ceiling, O/o. District Collectorate, Visakhapatnam District at Visakhapatnam.
5. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue (Stamps and Registration) Department, Secretariat, Velagapudi, Amaravathi

...Respondent(s)

(Respondents in-do-)

Counsel for the Petitioner : SRI NAGENDRA BABU PARAGATI

Counsel for the Respondents : GP FOR REGISTRATION AND STAMPS (AP)

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents 1 and 2 (registration authorities) to entertain and register the mortgage deeds/ lease deeds or any other registrations which may be executed and presented by the petitioner in respect of the land in Sy.No.7/2A of Gopalapatnam Village and Mandal (Erstwhile Visakhapatnam Rural Mandal), Visakhapatnam District and release the registered documents without insisting upon the petitioner to produce No Objection Certificate from the office of the Special Officer and Competent Authority, Visakhapatnam, Pending disposal of WP No. 18211 of 2023, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order. (The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

"Heard learned counsel for the petitioner. Learned Assistant Government Pleader for Revenue placed a copy of the written instructions

dated 26.07.2023 received from the Joint Sub Registrar, Gopalapatnam., for perusal of this Court.

Considering the submissions that in similar circumstances, orders were granted in W.P No.33348 of 2022 dated 03.11.2022 and on perusing the same, this Court is inclined to grant the interim relief for the reasons alike.

Accordingly, there shall be interim direction to the respondents to entertain and register the Mortgage Deeds/Lease Deeds or any other registrations, which may be executed and presented by the petitioner, in respect of the subject matter land and release the same without insisting upon the petitioner to produce 'No Objection Certificate'. However, it is needless to say that the interim order is subject to further orders in the Writ Petition."

Sd/- S.SRINIVASA PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Sub Registrar, Gopalapatnam, Visakhapatnam.
2. The District Registrar, Visakhapatnam District at Visakhapatnam.
3. The District Collector, Visakhapatnam District at Visakhapatnam.
4. Special Officer and Competent Authority, Urban Land Ceiling, O/o. District Collectorate, Visakhapatnam District at Visakhapatnam.
5. The Principal Secretary, Revenue (Stamps and Registration) Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi (Addresses 1 to 5 By RPAD)
6. One CC to SRI. NAGENDRA BABU PARAGATI Advocate [OPUC]
7. Two CCs to GP FOR REGISTRATION AND STAMPS (AP), High Court Of Andhra Pradesh. [OUT]
8. One spare copy

ER

Note: Order dated in WP.No.18211/23 is corrected as 31/07/2023 instead of 31.08.2023.

Substitute this amended order in place of earlier order which was dispatched on 01/08/2023."

Sd/- S.SRINIVASA PRASAD
ASSISTANT REGISTRAR

HIGH COURT

NJSJ

DATED: 31/07/2023
11/08/2023

LIST THE MATTER AFTER FOUR WEEKS

AMENDED ORDER

IA NO.1 OF 2023

IN

WP.No.18211 of 2023

INTERIM DIRECTION

