

[3330]
IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI
(Special Original Jurisdiction)

TUESDAY, THE TWENTY THIRD DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO
WRIT PETITION NO: 44646 OF 2016

Between:

1. Nelepalli Subramanyam, S/o. Nelapalli Venkataiah aged 50 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
2. Puthuru Kantharao, S/o Puthuru Krishnaiah, aged 33 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
3. Puthuru Rajashekar, S/o Puthuru Anandaiah, aged 25 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
4. Puutumarpu Mohan, S/o. Puutumarpu Subramanyam, aged 25 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
5. Puthuru Manirafnam, S/o. Puthuru Desaiah, aged 29 Years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
6. Puutumarpu Chinnabba, S/o. Puutumarpu Muniswamy aged 29 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
7. Veluri Dharani, S/o Veluri Ramurthy, aged 29 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.

8. Karlabukam Lokaiah, S/o. Karlabukam Muragiah, aged 29 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
9. Nallepalli Purushotham, S/o Nallepalli Venkatramaiah aged 22 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
10. Putturu Sudakar, S/o Putturu Subramanyam aged 23 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
11. Putturu Jayachandra, S/o Putturu Govinda Swamy aged 30 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
12. Geda Babu, S/o Geda Chinnabba, aged 29 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
13. Tiruthuni Venu, S/o Tiruthuni Dora Swamy, aged 24 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
14. Athuru Sonkayalu, S/o Athuru Papaiah, aged 33 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittoor District.
15. Tiruthuni Umapati, S/o Tiruthuni Kanneiah, aged 23 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
16. Karabukam Venkateswarlu, S/o karlabukam Pakalaiah, aged 34 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.
17. Nellipalli Babu, S/o Nellipalli Subramanyam, aged 27 years, Vethala thaduku Village, Samudhayam Post, Narayana Vanam Mandal, Chittor District.

Petitioners

AND

1. The State of AP, rep. by its Principal Secretary, Forest Department, Secretariat, Hyderabad.
2. The Forest Settlement Officer, Chittoor.
3. The District Forest Officer, Chittoor East, Chittoor.
4. The District Collector, Chittoor.
5. The Revenue Divisional Officer, Chittoor.
6. The Tahasildhar, Narayanavanam Mandal Chittoor District.
7. The S.H.O, Narayanavanam Police Station, Chittoor District.

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue Writ or direction more particularly in the nature of Writ of Mandamus declaring the action of the respondents Declaring the action of the Respondents in disturbing the Petitioners from cultivation of the land to an extent of Ac. 100 cents in R.S. No 39/1, 39/2, 41, 42/1, 42/2, 42/3, Vethalathaduku Village, Narayanavanam Mandal, Chittoor District without having any right and without following any law and not taking action on the representation of the Petitioner dated 23-8-2016 and other dates for issuing pattas and for preventing the forest officials interference as illegal arbitrary and violaton of Article 14 and 21 of the Constitution of India and consequently direct the Respondents not to disturb the Petitioners from cultivating the land in R.S Nos.39/1, 39/2, 41, 42/1, 42/2, 42/3, Vethalathaduku Village, Narayanavanam Mandal, Chittoor District and to impliment the order passed by The then Forest Settlement Officer, Narayanavanam vide Reference No. A-54/65 (XI) Dated 19- 06-1975 by issuing Pattas and other title deeds to the Petitioners.

IA NO: 1 OF 2016

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondents to take action on the representation of the Petitioners dated 23-8-2016 and other dates for preventing the 2nd Respondents men from interference and for issuing pattas to the Petitioners in respect of the land in Rs No Nos. 39/1, 39/2, 41, 42/1, 42/2, 42/3, Vethalathaduku Village, Narayanavanam Mandal, Chittor District pending disposal of the Writ Petition No.44646 of 2016, 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.SURESH KUMAR POTTURI Advocate for the Petitioners, GP for Forest for Respondent Nos.1 to 3, GP for Revenue for Respondent Nos.4 to 6 and GP for Home for Respondent No.7, the Court made the following.

ORDER:

Despite the letter addressed by the learned Government Pleader, respondent Nos.2 and 3 have not responded. ✓

Therefore, office is directed to intimate the respondent Nos.2 and 3 to appear before this Court on the next date of hearing. ✓

List the matter on 01.08.2024. ✓

//TRUE COPY//

For

SD/- M.PRABHAKARA RAO
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Forest Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur District. (by Special Messenger)
2. The Forest Settlement Officer, Chittoor.
3. The District Forest Officer, Chittoor East, Chittoor. **(2 & 3 by Speed Post to appear in person before this Court on dated 01.08.2024)**
4. The District Collector, Chittoor.
5. The Revenue Divisional Officer, Chittoor.
6. The Tahasildhar, Narayanavanam Mandal, Chittoor District.
7. The S.H.O, Narayanavanam Police Station, Chittoor District (4 to 6 by RPAD)
8. One CC to SRI.SURESH KUMAR POTTURI Advocate [OPUC]
9. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
10. Two CCs to GP for Forests, High Court of Andhra Pradesh. [OUT]
11. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]. [OUT]
12. One spare copy

SRL

HIGH COURT

TRR,J

DATED:23/07/2024

NOTE: LIST THE MATTER ON 01.08.2024

ORDER

WP.No.44646 of 2016

DIRECTION FOR APPEARANCE

