

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
WEDNESDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY
:PRESENT:
THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WRIT PETITION NO: 25493 OF 2020

Between:

1. Narapinni Chellayya, S/o Late Durgalu.
2. Narapinni Appa Rao, S/o Late Sanyasi.
3. Narapinni Bangarraju, S/o Late Pydikonda.



AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Department of Revenue (Assignment), Secretariat, Velagapudi, Amaravati, Guntur District.
2. The District Collector, Visakhapatnam District, Visakhapatnam.
3. The Revenue Divisional Officer, Visakhapatnam Revenue Division at Visakhapatnam, Visakhapatnam District.
4. The Tahsildar, Sabbavaram Mandal, Visakhapatnam 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 an appropriate writ, order or direction, more particularly one in the nature of writ of Mandamus declaring the high handed and illegal action of the part of the Respondents particularly the 4th respondent in attempting to dispossess the petitioners from their possession and enjoyment and in proposing to allot house site pattas under the scheme 'NAVARATNALU-PEDALANDARIKILLU' in the property situated in an extent of Ac.20-88 5/8 cents covered by Sy.No.268-1(T.D.No.911) of Gollalapalem Revenue Village, Sabbavaram Mandal, Visakhapatnam District, as illegal, arbitrary, ultra virus, unjust, against the principles of Natural Justice besides violation of Article 14, 21 and 300-A of the Constitution of India and to consequently, direct the respondents not to interfere with the petitioners' possession and enjoyment of the same in any manner including dispossession and proceeding further in respect of allotment of house sites in it, in the interest of justice.

IA NO: 1 OF 2020

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 issue an interim direction against the respondents not to dispossess the petitioners and not. to proceed further in respect of. allotment of house site pattas under the scheme "NAVARATNALU PEDALANDARIKI ILLU" in the property situated in an extent of Ac.20-88 5/8 cents covered by Sy.No.268-1 (T.D.No.911) of Gollalapalem Revenue Village, Sabbavaram Mandal, Visakhapatnam District, during the pendency of this writ petition, in the interest of justice., pending disposal of WP 25493 of 2020, 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 K Jyothi Prasad Advocate for the Petitioners, and of GP for Revenue for the Respondents and the Court made the following.

ORDER:

“Heard learned counsel for petitioners and learned Assistant Government Pleader for Revenue.

Having perused the material on record, there shall be an interim direction to the respondents not to dispossess the petitioners without following due process of law if, they are in possession of the said property.

Post after four (4) weeks."

//TRUE COPY//

Sd/-K.TataRao
ASSISTANT REGISTRAR
FOR SECTION OFFICER

To

1. The Principal Secretary, Department of Revenue (Assignment), Secretariat, Velagapudi, State of Andhra Pradesh, Amaravati, Guntur District.
2. The District Collector, Visakhapatnam District, Visakhapatnam.
3. The Revenue Divisional Officer, Visakhapatnam Revenue Division at Visakhapatnam, Visakhapatnam District.
4. The Tahsildar, Sabbavaram Mandal, Visakhapatnam District.(RR 1 to 4 by RPAD)
5. One CC to Sri. K Jyothi Prasad Advocate [OPUC]
6. Two CCs to GP for Revenue ,High Court Of Andhra Pradesh. [OUT]
7. One spare copy

PR

HIGH COURT

NJSJ

DATED:30/12/2020

POST AFTER FOUR (4) WEEKS

ORDER

WP.No.25493 of 2020

INTERIM DIRECTION

- 7 JAN 2021