

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

MONDAY, THE EIGHTH DAY OF SEPTEMBER

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 21838 OF 2025



Between:

Malli Vinay, S/o Late Yedukondalu, R/o D.No. 9-11-17, Bhujangaraya
Sarma Street, Kavali Town, SPS Nellore District.

.... Petitioner/s

AND

1. The District Collector, SPS Nellore, SPS Nellore District.
2. The Revenue Divisional Officer, Kavali, SPS Nellore District
3. The Sub-Registrar, Kavali, SPS Nellore District.
4. The Station House Officer, Kavali Town Police Station, SPS Nellore District.
5. Smt. Malli Gangamma, W/o Late Ankaiah, R/o D.No. 9-27-28, Bhujangarayasarma Street, Kavali Town, SPS Nellore District.
6. The State of Andhra Pradesh, rep by its Principal Secretary, Department of Revenue, Secretariat Buildings, Velgapudi, Amaravati, Guntur District.
7. The State of Andhra Pradesh, rep by its Principal Secretary, Department of Women Development and Child Welfare WD & CW, Secretariat Buildings, Velgapudi, Amaravati, Guntur 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

1. Issue a Writ of Certiorari or any other appropriate writ, order, or direction, declaring the proceedings Rc.E.197/2025 dated 26.04.2025 and

consequential order dated 30.05.2025 of the 2nd respondent, and the unilateral cancellation of the settlement deed by the 3rd respondent on 09.06.2025, as illegal, arbitrary, without jurisdiction, and violative of Articles 14 and 300A of the Constitution of India;

2. Set aside the impugned orders and restore the petitioners rights under the registered settlement deed

3. Restrain the 4th respondent and his men from interfering with the petitioners possession except in accordance with law.

IA NO: 1 OF 2025

Petition under Section 151 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 Suspend the operation of the impugned orders dated 26.04.2025, 30.05.2025, and cancellation dated 09.06.2025, Pending disposal of WP 21838 of 2025, on the file of the High Court.

IA NO: 2 OF 2025

Petition under Section 151 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 not to dispossess the petitioner from the subject property, Pending disposal of WP 21838 of 2025, 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 N RAVI PRASAD Advocate for the Petitioner, GP FOR REVENUE for Respondent Nos.1 to 3, GP FOR HOME for respondent no.4, the Court made the following.

ORDER

“Heard Sri N. Ravi Prasad, learned counsel for the petitioner and the learned Government Pleader for Women Development Child Welfare appearing for the respondents. ✓

Learned counsel for the petitioner is permitted to takeout notice to the unofficial respondent No.5 through registered post with acknowledgment due and file proof of service in the Registry by the next date of hearing. ✓

It is contended that the unofficial respondent No.5 filed an application before the respondent No.2 seeking cancellation of the Gift Deed executed by her in favour of the petitioner herein on the ground that the petitioner, represented by his guardian, has fraudulently got executed the subject Gift Deed in favour of the petitioner. The respondent No.2 has entertained the said application filed for cancellation of the registered Gift Deed in respect of the petitioner and ordered to re-register the same in favour of the unofficial respondent No.5. ✓

A perusal of the application filed by the unofficial respondent No.5 before the respondent No.2 would reflect that she has sought for cancellation of the Gift Deed alleging that the same was executed under coercion, exerted by the petitioner's father. ✓

Having regard to the same, it appears from the provisions of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007, that the respondent No.2 has no jurisdiction to entertain such an application. ✓

In view of the same, there shall be interim suspension of the impugned proceedings. ✓

Post on 07.10.2025.” ✓

//TRUE COPY//

SD/- M. PRABHAKAR RAO
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The District Collector, SPS Nellore, SPS Nellore District.
2. The Revenue Divisional Officer, Kavali, SPS Nellore District
3. The Sub-Registrar, Kavali, SPS Nellore District.
4. The Station House Officer, Kavali Town Police Station, SPS Nellore District.
5. Smt. Malli Gangamma, W/o Late Ankaiah, R/o D.No. 9-27-28, Bhujangarayasarma Street, Kavali Town, SPS Nellore District.
6. The State of Andhra Pradesh, rep by its Principal Secretary, Department of Revenue, Secretariat Buildings, Velgapudi, Amaravati, Guntur District.
7. The Principal Secretary, Department of Women Development and Child Welfare WD & CW, State Of Andhra Pradesh, Secretariat Buildings, Velgapudi, Amaravati, Guntur District (1 to 7 by RPAD)
8. One CC to SRI. N RAVI PRASAD Advocate [OPUC]
9. **One spare copy**

ksr

HIGH COURT

KM, J

DATED:08/09/2025

Post on 07.10.2025

ORDER

WP.No.21838 of 2025

INTERIM SUSPENSION

