

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MAIN CASE: W.P.No.21637 of 2025

PROCEEDING SHEET

Sl. No	DATE	ORDER	Office Note
2.	21.08.2025	<u>TRR, J</u> <u>W.P.No.21637 of 2025</u> Learned counsel for petitioner is permitted to takeout personal notice to respondent No.5 through registered post with acknowledgment due and file proof of service in the Registry. List the matter after four (04) weeks. <u>I.A.No.1 of 2025</u> The 2nd respondent-Joint Collector, through impugned proceedings dated 02.06.2025, passed the following order: “..In view of the above, an extent of Ac.3.75 in Sy.No.85-2 of Veerampalli Village H/o Vadlapudi of Manubolu Mandal, SPSR Nellore District is hereby restore to the original assignee i.e., Sri Jeti Ramachandra Reddy S/o Subba Reddy. The Tahsildar, Manubolu is hereby directed to hand over the position of the land an extent of Ac.3.75 in Sy.No.85-2 of Veerampalli Village H/o Vadlapudi of Manubolu Mandal to the original assignee/legal heir of original assignee and incorporate the changes and mutate the name of original assignee in revenue records as pattadar & enjoyer...” The petitioner herein made an application under the Right to Information Act seeking information as to whether the Survey No.85-2 is assigned land or private patta land. The	

		Information Officer issued an endorsement asserting that Sy.No.85-2 is a private land and not assigned land. Therefore, the impugned order passed by the 2nd respondent directing the lower authority to restore the possession to the original assignee does not arise, as it is not classified as assigned land. Admittedly, suit for specific performance is pending between petitioner and unofficial respondent, basing upon agreement of sale executed by unofficial respondent in favour of the petitioner. Therefore, the impugned order is <i>prima facie</i> unsustainable, as it is a private land not assigned land. Hence, there shall be interim direction as prayed for, for a period of six (06) weeks. <u>TRR,J</u> KBN	
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