

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

**WEDNESDAY, THE TWENTY FOURTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR**

:PRESENT:

THE HONOURABLE SRI JUSTICE B.KRISHNA MOHAN

WRIT PETITION NO: 22505 OF 2023



Between:

1. Kurakula Padma, W/o Satya Rao, Hindu, aged about 63 years, R/o.Peddipalem Village Anandapuram Mandal, Visakhapatnam District Andhra Pradesh - 531 163
2. GunduGopi @ Gopinath, S/o late Narayana, Hindu, aged about 61 years, R/o.Peddipalem Village Anandapuram Mandal, Visakhapatnam District Andhra Pradesh - 531 163
3. Gundu Rama Rao, S/o late Narayana, Hindu, aged about 59 years, R/o.Peddipalem Village Anandapuram Mandal, Visakhapatnam District Andhra Pradesh - 531 163
4. Gundu Vasu, S/o late Narayana, Hindu, aged about 55 years, R/o.Peddipalem Village Anandapuram Mandal, Visakhapatnam District Andhra Pradesh - 531 163

Petitioners

AND

1. The State of AP, Rep.by Principal Secretary to Government Revenue Department, A.P Secretariat, Velagapudi, Guntur District, Andhra Pradesh - 522 238.
2. The District Collector, Visakhapatnam District Andhra Pradesh.
3. The Revision Authority-cum-Joint Collector, Visakhapatnam, Visakhapatnam District Andhra Pradesh.
4. The Revenue Divisional Officer, Bheemunipatnam, Visakhapatnam District Andhra Pradesh.
5. The Tahsildar, Mandal Revenue Office Anandapuram Mandal, Visakhapatnam District Andhra Pradesh.
6. Smt.Samsarapu Surya Bhaskara Devi, W/o Polaraju, Hindu, R/o D.No.53-19-16/3, Chaitanya Nagar, Maddilapalem Visakhapatnam District, Andhra Pradesh.
7. Smt.SurisettyVijaya Lakshmi, W/o Surisetty Krishna, Aged about 56 years, R/o.D.No.54-7-1, Isukhathota Visakhapatnam (U), H.B Colony Visakhapatnam, Andhra Pradesh-530 022.
8. Sri SurisettyLalith Raj Kumar, S/o Surisetty Krishna, Aged about 36 years, R/o.D.No.54-7-1, Isukhathota Visakhapatnam (U), H.B Colony Visakhapatnam, Andhra Pradesh-530 022.
9. SurisettyMaheshwar Lakshmi Prasanna, D/o Surisetty Krishna, Aged about 34 years, R/o.Isukhathota Visakhapatnam (U), H.B Colony, Visakhapatnam, Andhra Pradesh-530 022.
10. Smt. SurisettyGyaneswari Chandrika Devi, W/o D.Mathya Raju, Aged about 39 years, R/o.D.No.54-7-1, Isukhathota Visakhapatnam (U), H.B Colony Visakhapatnam, Andhra Pradesh-530 022.
11. GunduGiri, S/o late Gundu Narayana Aged about 51 years, R/o Peddipalem Village Anandapuram Mandal, Visakhapatnam District, Andhra Pradesh - 531 163.

12. GunduSekhar, S/o late Narayana Hindu, aged about 49 years, R/o.Peddipalem Village Anandapuram Mandal, Visakhapatnam District Andhra Pradesh - 531 163.

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 prayed that this Writ of Mandamus, declaring the action of the respondents especially the 3rd respondent in issuing the impugned orders bearing D.Dis.No.2777/2016/D2, dated 28-06-2023, without serving any notices and without providing opportunity of hearing, and without following due process of law, ordering for mutating the names of the Respondents 7 to 10 in respect to the land admeasuring Ac.3.04 cents situated in Vellanki Revenue Village, Anandapuram Mandal, Visakhapatnam District, and the action of 5th respondent in deleting my father's name in the revenue records and mutating the names of the respondents 7 to 10 in respect to the said land, as arbitrary, illegal, unconstitutional, violative of Article 300A of the Constitution of India, and against well settled principles of natural justice, and to set aside the same by calling for the entire record culminating into issuance of the impugned proceedings D.Dis.No.2777/2016/D2, dated 28-06-2023 by the 3rd respondent, and consequentially direct the respondents to restore the webland entries that stood in the name of my father in respect to the our Zeroyti Dry Land admeasuring Ac.3.04 cents situated in Sy No.212/2, Vellanki Revenue Village, Anandapruam Mandal, Visakhapatnam District, Andhra Pradesh.

IA NO: 1 OF 2023

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 STAY all further proceedings in pursuant to impugned orders D.Dis.No.2777/2016/D2, dated 28-06-2023 issued by the 3rd respondent and all consequential actions, including issuance of Pattadhar Passbooks to the Respondents 7 to 10 in respect to Zeroyti Dry Land admeasuring Ac.3.04 cents situated in Sy No.212/2, Vellanki Revenue Village, Anandapruam Mandal, Visakhapatnam District, pending disposal of WP No. 22505 of 2023, on the file of the High Court.

Petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier order of the High Court, dt 30.08.2023, 20.10.2023, 28.11.2023 & 03.01.2024 made herein and upon hearing the arguments of M/s.LEO LAW ASSOCIATES LLP Advocate for the Petitioners and of ASSISTANT GP FOR REVENUE for Respondent Nos.1 to 5, Sri D.Vamsi Krishna Advocate for respondent no.7 to 10, the Court made the following;

ORDER:

"None appears for the respondent Nos.6, 11 and 12.

The learned Assistant Government Pleader for Revenue for the respondent Nos.1 to 5 and the learned counsel appearing for the respondent Nos.7 to 10 seek time to file counters,

List on 14.02.2024.

Interim order granted earlier by this Court dated 30.08.2023 is extended till then."

//TRUE COPY//

SD/- A. VIJAYA BABU
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. One CC to SRI. LEO LAW ASSOCIATES LLP Advocate [OPUC]
2. One CC to SRI.D.Vamsi Krishna Advocate [OPUC]
3. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
4. One spare copy.

SRL

HIGH COURT

BKM,J

DATED:24.01.2024

LIST ON 14.02.2024

ORDER

WP.No.22505 of 2023

INTERIM ORDER EXTENDED

