

(SHOW CAUSE NOTICE BEFORE ADMISSION)

[3209]

IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

WRIT PETITION NO: 23981 OF 2023

Between:

1. K Peddi Reddy, S/o. K. Venkatarami Reddy Aged about 53 years, Occ:Agriculture, R/o. D.No.1-86, Chokkandla Palli, Ramasamudram Mandal, Annamayya District.
2. M.Sarla, W/o. M. Bhaskar Reddy, Aged about 47 years, Occ:Agriculture, R/o.Kothapeta, Punganur Town and Mandal, Chittoor District.

Petitioners

AND

1. The State of Andhra Pradesh, rep., by its Principal Secretary, Revenue Department, Secretariat Buildings, Velagapudi, Guntur District.
2. The District Collector, Chittoor District, Chittoor.
3. The Revenue Divisional Officer, Chittoor, Chittoor District.
4. The Thasildar, Punganur Mandal, Chittoor District.
5. G. Krishna Reddy, S/o. G.Chinna Reddy@Chinna Bidda, Aged about 73 years, Occ. Agriculture, R/o.Melupatla Village, Punganur Mandal, Chittoor District.
6. M.Mallikarjun Reddy, S/o. M.Raja Reddy, Aged about 52 years, Occ:Agriculture, R/o.Melupatla Village, Punganur Mandal, Chittoor District.
7. M. Bhaskar Reddy, S/o. M.Raja Reddy, Aged about 50 years, Occ:Agriculture, R/o. Kothapeta, Punganur Town and Mandal, Chittoor District.
8. Raghunatha Reddy, S/o. M.Raja Reddy, Aged about 54 years, Occ. Agriculture, R/o. Melupatla Village, Punganur Mandal, Chittoor District.
9. Sankar Reddy, S/o. Raja Reddy (died)

Respondents

WHEREAS the Petitioners above named through their Advocate SMT.S.PARINEETA presented this 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 action of respondent No.3 in entertaining an appeal in Roc.C/571/2022, dated 28-08-2023, for cancellation of the Pattadar Passbook and Title Deed issued in Petitioners favor for the land in an extant of Ac.2.66 ½ Cents in Sy.No. 550/1 of Melupatla Village fields, Punganur Mandal, Palamaner Revenue Division Office, Chittoor District, after lapse

of 9 years of issuance of the same, while the suit for declaration of title in O.S.No.234 of 2020 on the file of court of Principal Junior Civil Judge, Punganur is pending that too in res-judicata to the appeal in D.Dis (A2)/95-2/2010, dated 03-03-2014, filed by the respondent No.5 himself for the same subject property as arbitrary, illegal without jurisdiction contrary to the procedure contemplated under the provisions of the A.P. Rights in Land and Pattadar Pass Books Act, 1971 and A.P. Rights in Land and Pattadar Pass Book Rules, 1989 and also the settled principles of legal position and violative of the fundamental rights guaranteed to petitioners under Articles 14, 19 and 21 of the Constitution of India and consequently set aside the same.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Smt.S.Parineeta Advocate for the Petitioners and Government Pleader for Pleader for Respondent Nos.1 to 4, directed issue of notice to the un official Respondents, i.e., Respondent Nos.5 to 8 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. G. Krishna Reddy, S/o. G.Chinna Reddy@Chinna Bidda, R/o.Melupatla Village, Punganur Mandal, Chittoor District.
2. M.Mallikarjun Reddy, S/o. M.Raja Reddy, R/o.Melupatla Village, Punganur Mandal, Chittoor District.
3. M. Bhaskar Reddy, S/o. M.Raja Reddy, R/o. Kothapeta, Punganur Town and Mandal, Chittoor District.
4. Raghunatha Reddy, S/o. M.Raja Reddy, R/o. Melupatla Village, Punganur Mandal, Chittoor District

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted on or before 13.10.2023 on which date the case stands posted for hearing.

THE COURT MADE THE FOLLOWING ORDER:

Heard the Learned Counsel for the petitioner.

Issue notice to the un-official respondents.

List this case after four (4) weeks.

//TRUE COPY//

Fo

Sd/- M. SRINIVAS
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. G. Krishna Reddy, S/o. G.Chinna Reddy@Chinna Bidda, R/o.Melupatla Village, Punganur Mandal, Chittoor District.

2. M.Mallikarjun Reddy, S/o. M.Raja Reddy, R/o.Melupatla Village, Punganur Mandal, Chittoor District.
3. M. Bhaskar Reddy, S/o. M.Raja Reddy, R/o. Kothapeta, Punganur Town and Mandal, Chittoor District.
4. Raghunatha Reddy, S/o. M.Raja Reddy, R/o. Melupatla Village, Punganur Mandal, Chittoor District (1 to 8 by RPAD- along with a copy of petition and affidavit)
5. One CC to Smt.S.PARINEETA Advocate [OPUC]
6. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
7. One spare copy

SRL

HIGH COURT

NJSJ

DATED:14/09/2023

NOTE: LIST THIS CASE AFTER FOUR (4) WEEKS.

NOTICE BEFORE ADMISSION

WP.No.23981 of 2023

