

APHC010468432025



**IN THE HIGH COURT OF ANDHRA
PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3208]

WEDNESDAY, THE TENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 24722/2025

Between:

1. NAKKA PULLAIAH, S/O. NAKKA CHINNA RANGAIAH,
AGE 45 YEARS, OCC POLICE CONSTABLE, R/O. J.P.
CHERUVU VILLAGE, RACHARLA MANDAL, PRAKASAM
DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS
PRINCIPAL SECRETARY TO THE GOVERNMENT,
REVENUE DEPARTMENT, SECRETARIAT,
VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.

2. THE DISTRICT COLLECTOR, PRAKASAM DISTRICT AT
ONGOLE.

3. THE REVENUE DIVISIONAL OFFICER CUM SUB
COLLECTOR, MARKAPURAM REVENUE DIVISION,
MARKAPURAM, PRAKASAM DISTRICT.

4. THE TAHSILDAR, RACHARLA MANDAL, PRAKASAM
DISTRICT.

5. NAKKA RANGA SWAMY, S/O. SIDDAIAH, AGED 48

YEARS, OCC CULTIVATION, R/O. J.P. CHERUVU
VILLAGE, RACHARLA MANDAL, PRAKASAM DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner:

1.NIMMAGADDA REVATHI

Counsel for the Respondent(S):

1.GP FOR REVENUE

The Court made the following:

THE HONOURABLE SRI JUSTICE D.RAMESH**WRIT PETITION No.24722 of 2025****ORDER:**

This writ petition is filed declaring the action of the respondents, more particularly the 3rd respondent, in entertaining ROR appeal in R.C.A.414/2025 filed by the 5th respondent with regard to the property admeasuring an extent of Ac.0.34 cents out of Ac.1.48 cents and Ac.0.80 cents respectively covered by Survey Nos.166/1 and 165/6 situated at J.P.Chervu Revenue Village of Racharla Mandal, Prakasam District despite pendency of the civil suits i.e., O.S.No.299 of 2022 and O.S.No.616 of 2024 on the file of learned Principal Civil Judge (Junior Division) Giddalur, as illegal and arbitrary.

2. Heard learned counsel for the petitioner and learned Assistant Government Pleader for Revenue appearing for respondent Nos.1 to 4. Despite notice being served on the 5th respondent, none entered appearance on his behalf.

3. Learned counsel for the petitioner has submitted that without having any order from the competent authority, the 3rd respondent is not entitled to entertain the appeal filed by the 5th

respondent which is contrary to the observations made by the Division Bench of this Court in ***Ratnamma v. The Revenue Divisional Officer, Dharmavaram, Ananthapur District***¹.

4. Learned Assistant Government Pleader, on instructions, has submitted that the 3rd respondent has only issued notice to the petitioner. If the petitioner files his objections, the authority shall consider the same as preliminary objection and pass appropriate orders.

5. Considering the submissions made by both the learned counsel, this Court is not inclined to go into the merits of the case. As the writ petition is filed against the notice dated 29.07.2025 issued by the 3rd respondent, the petitioner is given liberty to go and file objections, including the legal objections, within a period of four (4) weeks from the date of receipt of a copy of this order. On filing such objections, the authority may decide the issue of maintainability as preliminary issue. The said exercise should be completed within a period of one (1) month from the date of filing of such objections.

¹ 2015(5) ALT 228

6. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel, miscellaneous petitions, pending if any, shall stand closed.

JUSTICE D.RAMESH

Date: 10.12.2025

lvd

THE HONOURABLE SRI JUSTICE D.RAMESH

WRIT PETITION No.24722 of 2025

Dated: 10.12.2025

lvd