

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO



:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH

IA No. 1 OF 2022

IN

WP NO: 28839 OF 2022

Between:

P.V.B.R.Krishna Reddy, S/o.P.Subbi Reddy, age 58 years, residing at
D.No.7-5-117/1, 4th Floor, Flat No.501, Block - A, Vinayagar Ocenic, Mythri
Nagar, Pandurangapuram, Andhra University, Visakhapatnam - 530 003

...Petitioner

AND

1. State of Andhra Pradesh, Represented by its Principal Secretary,
Revenue Department, Secretariat Complex, Velagapudi, Amaravati,
Guntur District - 522 238
2. The Commissioner (Appeals), O/o. The Chief Commissioner of Land
Administration (CCLA), Having office at D.NO 22-19, 2nd Floor, Block-
A, Jasthi Towers, Sai Puram Colony Road, Gollapudi, Vijayawada 521
225.
3. The District Collector, Collectorate Complex, Maharanipeta,
Visakhapatnam - 530 002
4. The Joint Collector, Vizianagaram, Vizianagaram District.
5. The Revenue Divisional Officer, Vizianagaram Revenue Division,
Vizianagaram District.
6. The Tahsildar, Bhogapuram Mandal, Vizianagaram District

...Respondent(s)

Counsel for the Petitioner :M/s. S PRANATHI

Counsel for the Respondents :GP FOR REVENUE

Petition filed under Section 151 of CPC praying that in the circumstances stated in the affidavit filed in support of the Writ petition, the High Court may be pleased to stay all further proceedings in furtherance to the appeal filed against the orders of the Joint Collector, Vizianagaram District in D.Dis.No.814/2021/F1 dated 18.12.2021, pending before the 2nd respondent, Pending disposal of WP No. 28839 of 2022, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order. (The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

The writ petition is filed for declaring the action of 6th respondent in preferring a non statutory appeal against the order of 4th respondent in D.Dis No.814/2021/F1, dated 18.12.2021 as illegal.

Learned counsel for the petitioner has raised a legal contention that there is no appeal or revision as against the order passed under Board's Standing Order 34-B (10). On perusal of the said provision, it clearly states that Collectors, including Joint Collectors, may carry out minor corrections in the settlement registers. Hence, 4th respondent is having jurisdictional power and administrative power to carry out the minor corrections.

The other contention raised by the learned counsel for the petitioner is that under the said provision, there is no appeal or revision provided under B.S.O. On perusal of the other provisions, wherever the appealable order, the appeal provision is made. In the instant case, there is no such provision. Considering the submissions and on perusal of the Board's Standing Order 34-B (10), there shall be stay of all further proceedings in furtherance to the appeal filed against the orders of the Joint Collector, Vizianagaram District in D.Dis No.814/2021/F1, dated 18.12.2021 pending before the 2nd respondent.

SD/-K. SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Revenue Department, State of Andhra Pradesh, Secretariat Complex, Velagapudi, Amaravati, Guntur District - 522 238
2. The Commissioner (Appeals), O/o. The Chief Commissioner of Land Administration (CCLA), Having office at D.NO 22-19, 2nd Floor, Block-A, Jasthi Towers, Sai Puram Colony Road, Gollapudi, Vijayawada 521 225.
3. The District Collector, Collectorate Complex, Maharanipeta, Visakhapatnam - 530 002
4. The Joint Collector, Vizianagaram, Vizianagaram District.
5. The Revenue Divisional Officer, Vizianagaram Revenue Division, Vizianagaram District.
6. The Tahsildar, Bhogapuram Mandal, Vizianagaram District (**Addresses 1 to 6- By RPAD**)
7. One CC to M/s. S PRANATHI Advocate [OPUC]
8. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]
9. One spare copy

VD

HIGH COURT

DR,J

DATED:08/09/2022

NOTE: POST AFTER FOUR (4) WEEKS FOR FILING COUNTER
AFFIDAVIT.

ORDER

IA No. 1 OF 2022
IN
WP NO: 28839 OF 2022

STAY

