

[3209]

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(SPECIAL ORIGINAL JURISDICTION)**

THURSDAY ,THE NINETEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

**THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WRIT PETITION NO: 27801 OF 2023**



Between:

Pasupilet Vinayakarao, S/o Buddayya, Aged 53 years, Mutyallamma Stree, Near MPDO Office, Chinthapalli Mandal, Vishakhapatnam District.

...Petitioner/s

AND

1. The State Of Andhra Pradesh, Rep. by it's Principal Secretary, Department of Revenue, Secretariat. Velagapudi, Amaravathi, Guntur Dist.
2. The District Collector, Vishakapatnam District.
3. The Special Deputy Collector(TW), Agency Divisional officer, Paderu, Visakapatnam District
4. The Tahsildar, Chinthapalli mandal. Visakapatnam District
5. Vimala Vasantha Kumari, W/o Diveswara Rao, Aged about 45 Years, R/o Panchula Village, GK Street, Kancharlapalem Village, Chinthapalli mandal. Visakapatnam District
6. Vimala Venkata Ramana, S/o Ramanna, Aged about 50 Years, R/o Panchula Village, GK Street, Kancharlapalem Village, Chinthapalli mandal. Visakapatnam District

.... Respondents

WHEREAS the Petitioner above named through his Advocate K SRINIVAS 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 Writ order or direction and more particularly one in the nature of writ of Mandamus declaring the action of 4th Respondent is trying to dispossess the petitioner without issuing any notice as per the section 7 of the Land Encroachment Act 1905 and without following the orders passed by the 3rd Respondent in LTR No 02/2021 Dt. 24-03-2023 and consequently direct the 4th Respondent not to interfere/evict the petitioner from his house property in Sy No. 56 bearing Flat No. 31, 32 an extent of 0.10 cents situated at Chintapalli Village and Mandal, Visakapatnam District.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri K SRINIVAS Advocate for the Petitioner, GP FOR REVENUE for Respondent Nos.1 to 4, directed issue of notice to the Respondent Nos. 5 & 6, herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. Vimala Vasantha Kumari, W/o Diveswara Rao, Aged about 45 Years, R/o Panchula Village, GK Street, Kancharlapalem Village, Chinthapalli mandal. Visakapatnam District
2. Vimala Venkata Ramana, S/o Ramanna, Aged about 50 Years, R/o Panchula Village, GK Street, Kancharlapalem Village, Chinthapalli mandal. Visakapatnam District

are be and hereby directed to show cause either appearing in person or through an advocate on or before 31.10.2023 to which date the case stands posted 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.

The Court made the following: ORDER

"Heard learned counsel for the petitioner.

Learned Government Pleader for Revenue seeks time to secure instructions as to whether any order was passed, pursuant to the Notice dated 19.1.2023 issued to the petitioner.

List the matter on 31.10.2023.

Issue notice to respondent Nos.5 & 6.

Learned counsel for the petitioner is permitted to take out personal notice on respondent Nos.5 & 6 by registered post with acknowledgement due and file proof of service in the Registry, by the date of next adjournment."

//TRUE COPY//

Sd/- G. HELA NAIDU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. Vimala Vasantha Kumari, W/o Diveswara Rao, Aged about 45 Years, R/o Panchula Village, GK Street, Kancharlapalem Village, Chinthapalli mandal. Visakapatnam District
2. Vimala Venkata Ramana, S/o Ramanna, Aged about 50 Years, R/o Panchula Village, GK Street, Kancharlapalem Village, Chinthapalli mandal. Visakapatnam District **(1& 2 by RPAD- along with a copy of petition and memorandum of grounds)**
3. One CC to SRI. K SRINIVAS Advocate [OPUC]
4. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]
5. **One spare copy**

ksr

HIGH COURT

NJSJ

DATED:19/10/2023

List the matter on 31.10.2023

NOTICE BEFORE ADMISSION

WP.No.27801 of 2023

