

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE TWENTY SEVENTH DAY OF OCTOBER,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO



IA No. 1 OF 2025

IN

WP NO: 29330 OF 2025

Between:

Sri. Kottu Naga Srinivasa Rao, S/o Kottu Venkateswara Rao, aged 44 years, Occ: Agriculture, R/o. T Narsapuram Village, Pedavegi Mandal, Chakrayagudem Village, Eluru District, Andhra Pradesh.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Revenue, (Stamps and Registration), A.P. Secretariat, Amaravati, Guntur District.
2. The District Collector, Eluru District.
3. The Tahsildar, Pedavegi Mandal, Eluru District.
4. The District Inspector of Survey, Eluru, Eluru District.
5. Mandal Surveyor, Pedavegi Mandal, Eluru District.
6. The Village surveyor, Chakrayagudem Village, Pedavegi Mandal, Eluru District
7. Sri Reddy Srinivasa Rao, S/o. Reddi Simachalam, Aged 45 years, Occ Cultivation, R/o.D.No.2-26, Pathepuram Village, Nidamarru Mandal West Godavari District, Palakol.

...Respondents

Counsel for the Petitioner: Sri. KALLA TULASI DURGAMBA

Counsel for the Respondents: GP FOR REVENUE
(REGISTRATION AND STAMPS)

Petition under Section 151 CPC., is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the Respondent No.4 to 6 not to conduct any Re-survey without considering the objections through representation raised by the Petitioner on 18-10-2025 and without passing any orders in respect of in RS.N.374/2 admeasuring Ac.1-88 cents in 374/2A1 out of Ac 2.00 cents in 374/2A, situated at Chakrayagudem Village, Pedavegi Mandal, Eluru District, pending disposal of the main writ petition;

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).

The Court made the following ORDER:

Precisely, writ petition is filed seeking to direct respondent Nos.4 to 6 not to conduct resurvey without considering the objections raised by the petitioner through representation dated 18.10.2025, in respect of land in R.S.No.374/2 admeasuring Ac.1.88 cents in Sy.No.374/2A1 out of Ac.2.00 cents in Sy.No.374/2A situated at Chakrayagudem Village, Pedavegi Mandal, Eluru District.

Learned counsel for petitioner argues that petitioner had got the property in Court auction. Learned Additional Senior Civil Judge, Eluru, issued sale certificate on 09.03.2007. Subsequently, the said property got registered vide Document No.147 of 2012. Since then, petitioner has been in peaceful possession and enjoyment of the property. Thereafter, petitioner came to know that the official respondents in collusion with unofficial respondent trying to alienate the said property to third parties to deprive the legitimate rights of petitioner. Hence, petitioner filed W.P.No.16465 of 2024, wherein a Coordinate Bench of this Court

directed the respondents therein not to create any third party rights either by way of lease or sale or by any other mode of alienation, until further orders. Now, respondents are intending to conduct survey at the behest of unofficial respondent. Hence, present writ petition is filed.

Learned Assistant Government Pleader seeks time to secure instructions.

In view of the facts and circumstances of the case, there shall be interim stay as prayed for.

//TRUE COPY//

Sd/- U. Sridevi
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Department of Revenue, (Stamps and Registration), The State of Andhra Pradesh, A.P. Secretariat, Amaravati, Guntur District. (by SPECIAL MESSENGER)
2. The District Collector, Eluru District.
3. The Tahsildar, Pedavegi Mandal, Eluru District.
4. The District Inspector of Survey, Eluru, Eluru District.
5. Mandal Surveyor, Pedavegi Mandal, Eluru District.
6. The Village surveyor, Chakrayagudem Village, Pedavegi Mandal, Eluru District
7. Sri Reddy Srinivasa Rao, S/o. Reddi Simachalam, Aged 45 years, Occ Cultivation, R/o.D.No.2-26, Pathepuram Village, Nidamaru Mandal West Godavari District, Palakol. (Addressee Nos. 2 to 7 BY RPAD)
8. One CC to Sri. KALLA TULASI DURGAMBA, Advocate [OPUC]
9. Two CCs to GP FOR REVENUE (REGISTRATION AND STAMPS), High Court Of Andhra Pradesh. [OUT]
10. One spare copy

HIGH COURT

TRR, J

DATED:27/10/2025

LIST THE MATTER AFTER FOUR (04) WEEKS ALONG WITH W.P.No.3688
OF 2025.

ORDER

IA No. 1 OF 2025
IN
WP NO: 29330 OF 2025

INTERIM STAY

