

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE FOURTEENTH DAY OF NOVEMBER

TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

WRIT PETITION NO: 36725 OF 2022



Between:

1. Yekambaram Bhaskar, S/o.Late Yekambaram Shankaraiah Aged about 58 years R/o.East Street, Manubolu Village and Mandal SPSR Nellore - 524405 Andhra Pradesh.
2. Yekambaram Manjunadh, S/o. Yekambaram Bhaskar Aged about 30 years R/o.East Street, Manubolu Village and Mandal SPSR Nellore - 524405 Andhra Pradesh

Writ Petitioners

AND

1. The State of Andhra Pradesh, Rept. by Its Principal Secretary Revenue Department Secretariat, Velagapudi Amaravathi Mandal, Guntur District
2. The District Collector, SPSR Nellore District Nellore, State of Andhra Pradesh
3. The Revenue Divisional Officer, Nellore Revenue Sub-District Nellore, SPSR Nellore District.
4. The Tahsildar, Manubolu MRO Office Manubolu Village and Mandal SPSR Nellore District State of Andhra Pradesh
5. Yekambaram Subbaiah, S/o. Yekambaram Subbaiah Aged about 50 years R/o.East Street, Manubolu Village and Mandal SPSR Nellore - 524405 Andhra Pradesh

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a WRIT OF MANDAMUS, declaring the action of the Respondent No. 4 in deleting the name of the father of the 1st Petitioner Late Yekambaram Shankaraiah S/o.Gurunatham, from the Revenue Records pertaining to the land in an extent of Ac.0.45 cents situated in Sy.No.281/3 in Manubolu Village and Mandal, SPSR Nellore District with 1B Khatha No.754 by inserting the names of the Respondent No.5 in the revenue records in the place of the name of the father of the 1st Petitioner Late Yekambaram Shankaraiah S/o.Gurunatham as completely illegal, arbitrary and contrary to the provisions of the A.P.Rights in Land and Pattadar Pass Book Act, 1971 and rules framed there under and offends articles 14 21 and 300A of Constitution of India and violation of Principles of Natural justice consequently direct the Respondent No.4 herein to restore the entries in the Revenue records in the

name of the 1st Petitioner in the Revenue Records pertaining to the land in an extent of Ac.0.45 cents situated in Sy.No.281/3 in Manubolu Village and Mandal, SPSR Nellore District with 13 Khatha No.754 and consequently direct the 4th respondent to issue pattadar passbook and title deeds and mutate the name of the 1st petitioner in the Revenue Records pertaining to the land in an extent of Ac.0.45 cents situated in Sy.No.281/3 in Manubolu Village and Mandal, SPSR Nellore District

IA NO: 1 OF 2022

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 Respondents herein not to dispose the Petitioners from the land in an extent of Ac.0.45 cents situated in Sy.No.281/3 in Manubolu Village and Mandal, SPSR Nellore District with 1B Khatha No.754, Pending disposal of WP 36725 of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri V B SUBRAHMANYAM Advocate for the Petitioners and of GP FOR REVENUE Advocate for the Respondent Nos. 1 to 4, the Court made the following.

ORDER

“Heard the learned counsel for the petitioners and learned Assistant Government Pleader for Revenue, who placed a copy of the written instructions dated 14.11.2022 received from the 4th respondent, for perusal of this Court.

Considering the submission that the name of the 5th respondent was mutated in the revenue records, without issuance of any notice, there shall be a direction to maintain status quo existing as on today, in respect of the subject matter land, pending further orders.

Learned counsel for the petitioners is permitted to take out personal notice on respondent No.5 by registered post with acknowledgement due and file proof of service in the Registry by the next date of adjournment.

List the matter after four weeks.”

SD/- B.CHITTI JOSEPH

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary Revenue Department Secretariat, Velagapudi Amaravathi Mandal, Guntur District
2. The District Collector, SPSR Nellore District Nellore, State of Andhra Pradesh .
3. The Revenue Divisional Officer, Nellore Revenue Sub-District Nellore, SPSR Nellore District.
4. The Tahsildar, Manubolu MRO Office Manubolu Village and Mandal SPSR Nellore District State of Andhra Pradesh .
5. Yekambaram Subbaiah, S/o. Yekambaram Subbaiah Aged about 50 years R/o.East Street, Manubolu Village and Mandal SPSR Nellore - 524405 Andhra Pradesh (Addressess 1 to 5 by RPAD)
6. One CC to SRI. V B SUBRAHMANYAM Advocate [OPUC]
7. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]
8. One spare copy.

psk

HIGH COURT

NJSJ

DATED:14/11/2022

LIST AFTER FOUR WEEKS

ORDER

WP.No.36725 of 2022

STATUS QUO

