

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



THURSDAY, THE FOURTEENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 32102 OF 2023

Between:

Peyyala Ranganayakulu, S/o Pullaiah, Hindu, Aged about 48 years,
R/oD.No.5-7-193, K. Velamavaripalle, Pulivendula, Y.S.R. District

... Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue Department, Secretariat Building, Velagapudi, Amaravati, Guntur District.
2. The District Collector, Y.S.R. District, Kadapa.
3. The Revenue Divisional Officer, Jammalamadugu Revenue Division, Y.S.R. District.
4. The Tahsildar, Muddanuru Mandal, Y.S.R. District.
5. Ummanaboyina Thulasamma, W/o Nagaiah, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
6. Ummanaboyina Yellaiah, S/o Pedda Yellaiah, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
7. Uminanaboyina Chinna Yellaiah, S/o Pedda Mallaiah, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
8. Ummanaboyina Shekar, S/o Pedda Yellaiah, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
9. Settipalli Rajeswari, W/o Siva Sankar Reddy, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
10. Vallepu Ganga Raju, S/o Pedda Pullanna, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
11. Vallepu Sivamma, W/o Subbarayudu, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
12. Vallepu Subbarayudu, S/o Somanna, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.

Respondents

WHEREAS the Petitioner above named through his Advocate Sri N.V. Mohana Rao, 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 a Writ Order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the 4th Respondent in mutation of names of the Respondents 5 to 12 in respect of the Petitioners absolute property for an extent of Ac.21-13 cents, out of which, Ac.8-47 cents is situated in Survey No. 163, Ac.6-86 cents is situated in Survey No. 165, Ac.4-32 cents is situated in Survey

No. 169, Ac.0-42 cents is situated in Survey No.862 and Ac. 1-06 cents is situated in Survey No.863 of Korripadu Village, Muddanuru Mandal, Y.S.R. District, is illegal, arbitrary, unjust, irregular as it is without issuing notice, following the law contemplated under Section 5 (3) r/w Rules 5 & 9 of A.P. Rights in land and Pattadhar Pass Book, 1971 rules made there under, violation of principles of natural justice, fundamental rights guaranteed under Article 19, 20, 21 and property right guaranteed under Article 300-A of Constitution of India and consequently set aside the Order of the 4th Respondent for mutation of names of the Respondents 5 to 12 in respect of the Petitioners property for an extent of Ac.21-13 cents, out of which, Ac.8-47 cents is situated in Survey No. 163, Ac.6-86 cents is situated in Survey No. 165, Ac.4-32 cents is situated in Survey No. 169, Ac.0-42 cents is situated in Survey No.862 and Ac. 1-06 cents is situated in Survey No.863 of Korripadu Village, Muddanuru Mandal, Y.S.R. District by restoring my name in respect of the above said property;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri N.V. Mohana Rao, Advocate for the Petitioner, learned GP FOR REVENUE for respondent Nos.1 to 4 directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Revenue Department, Secretariat Building, Velagapudi, Amaravati, Guntur District, State of Andhra Pradesh..
2. The District Collector, Y.S.R. District, Kadapa.
3. The Revenue Divisional Officer, Jammalamadugu Revenue Division, Y.S.R. District.
4. The Tahsildar, Muddanuru Mandal, Y.S.R. District.
5. Ummanaboyina Thulasamma, W/o Nagaiah, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
6. Ummanaboyina Yellaiah, S/o Pedda Yellaiah, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
7. Uminanaboyina Chinna Yellaiah, S/o Pedda Mallaiah, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
8. Ummanaboyina Shekar, S/o Pedda Yellaiah, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
9. Settipalli Rajeswari, W/o Siva Sankar Reddy, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
10. Vallepu Ganga Raju, S/o Pedda Pullanna, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
11. Vallepu Sivamma, W/o Subbarayudu, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
12. Vallepu Subbarayudu, S/o Somanna, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.

are be and hereby directed to show cause either appearing in person or through an Advocate, 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, on or before 21.12.2023, on which date the case stands posted for hearing.

IA NO: 1 OF 2023

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 not to interfere with Petitioner's peaceful possession and enjoyment of his property for an extent of Ac.21-13 cents, out of which, Ac.8-47 cents is situated in Survey No. 163, Ac.6-86 cents is situated in Survey No. 165, Ac.4-32 cents is situated in Survey No. 169, Ac.0-42 cents is situated in Survey No.862 and Ac. 1-06 cents is situated in Survey No.863 of Korripadu Village, Muddanuru Mandal, Y.S.R. District without following due process of law till disposal of the main writ petition, pending disposal of WP No. 32102 of 2023, on the file of the High Court.

The Court made the following ORDER:

"Notice before admission.

Learned Government Pleader for Revenue takes notice on behalf of respondent Nos.1 to 4 and sought time for getting instructions.

At his request, for instructions, post the matter on 21.12.2023.

Till then, Status Quo shall be maintained with regard to the subject property."

**Sd/- U. SRI DEVI
ASSISTANT REGISTRAR**

//TRUE COPY//

For /

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, Secretariat Building, Velagapudi, Amaravati, Guntur District, State of Andhra Pradesh..
2. The District Collector, Y.S.R. District, Kadapa.
3. The Revenue Divisional Officer, Jammalamadugu Revenue Division, Y.S.R. District.
4. The Tahsildar, Muddanuru Mandal, Y.S.R. District.
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11. Vallepu Sivamma, W/o Subbarayudu, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District.
12. Vallepu Subbarayudu, S/o Somanna, Hindu, Major, R/o Korripadu Village, Muddanuru Mandal Y.S.R. District. (Addressee Nos. 1 to 12 by RPAD- along with a copy of petition and affidavit)
13. One CC to SRI. N V MOHANA RAO Advocate [OPUC]
14. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
15. One spare copy

KJ

HIGH COURT

RCJ

DATED:14/12/2023

POST THE MATTER ON 21.12.2023 IN THE MOTION LIST

NOTICE BEFORE ADMISSION

WP.No.32102 of 2023

STATUS QUO

