



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3460]

MONDAY, THE NINTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 32210/2023

Between:

1. KHAJA GARIB NAWAZ EDUCATIONAL SOCIETY, (REGD. NO. 157/1991) REPRESENTED BY ITS SECRETARY AND CORRESPONDENT SRI ADUL SAMAD S/O HASAN AHMED, AGED 74 YEARS, KANAGALA VILLAGE, CHERUKUPALLI MANDAL, BAPATLA DISTRICT ANDHRA PRADESH

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY MINORITIES WELFARE DEPARTMENT, TULLURU, SECRETARIAT BUILDINGS VELAGAPUDI, GUNTUR DISTRICT.

2. THE COMMISSIONER, MINORITIES WELFARE DEPARTMENT 4TH FLOOR, TD PLAZA, TADEPALLI GUNTUR DISTRICT, ANDHRA PRADESH.

3. THE DISTRICT MINORITY WELFARE OFFICER, COLLECTOR OFFICE RD, R AND B QUATERS GUNTUR, ANDHRA PRADESH 522004

...RESPONDENT(S):

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 an appropriate writ more in the nature of Writ of Mandamus declaring the action of the 3rd Respondent in not considering the representation of the Petitioner-Society Dated 04-12-2023 for of the land to the Petitioner by cancelling the Gift made in favour of the 3rd Respondent i.e. The District Minority Welfare Officer, Guntur despite persistent request and reminders, as being arbitrary, illegal and violating Articles 14, 16 and 21 of the Constitution of India and restoration consequently direct the Respondents to restore the subject-land to the Petitioner- Society and issue such

IA NO: 1 OF 2023

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased may be pleased to direct the Respondent, District Minority Welfare Officer to consider the representation dated 04-12-2023 made by the Petitioner-Society and restore the subject-land by cancelling the gift deed executed vide document No. 438 and 441 of 2016, Dated 28-03-2016, pending disposal of the Writ Petition, in the interest of justice and pass such

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased I pray this Honourable Court to receive the additional documents filed with this affidavit and any be read along with the material filed in the Writ Petition in the interest of justice

Counsel for the Petitioner:

1. SRI VIJAY MATHUKUMILLI

Counsel for the Respondent(S):

1. GP FOR SOCIAL WELFARE
- 2.

The Court made the following:

HON'BLE SRI JUSTICE NYAPATHY VIJAY**W.P.No.32210 of 2023****O R D E R:**

Learned counsel for the Petitioner, on instructions, seeks permission of this Court to withdraw the writ petition with liberty to pursue the remedies before civil Court for the relief sought for in the writ petition.

2. Permission as sought for is accorded.
 3. The writ petition is, accordingly, dismissed as withdrawn.
- No order as to costs.

As a sequel, pending applications, if any, shall stand closed.

NYAPATHY VIJAY, J

Date: 09.02.2026
KLP