

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

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

:PRESENT:

**THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI
WRIT PETITION NO: 33319 OF 2023**



Between:

S.Chandra Kala Bai, W/o Late S.Dhese Nedk, Aged about 60 years, R/o 6-45,
Pedaballi Thanda, FTittaparthi Mandal, Sri Sathya Sai District.

...Petitioner

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Department of Revenue, A.P. Secretariat Buildings, Amaravathi.
2. The District Collector, Sri Sathya Sai District, Collectorate Buildings, Puttaparthi, Ananthapuramu District.
3. The Revenue Divisional Officer, Puttaparthi, Sri Sathya Sai District.
4. The Tahsildar (F.A.C), Puttaparthi, Sri Sathya Sai District, Puttaparthi.
5. The Station House Officer, Puttaparthi Rural Police Station, Puttaparthi, Sri Sathya Sai District.
6. J.Lakshmi Bai, W/o Ravi Naik, Aged about 40 years, R/o. Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
7. J.Sali Bai, W/o J.Dese Naik, Aged about 55 years, R/o Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
8. J.Madan Mohan Naik, S/o. J.Hanume Naik, Aged about 60 years, R/o.Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
9. G.Lakshmiddevamma, W/o Venkata Ramudu, Aged about 60 years, R/o.Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
10. G.Eswaramma, W/o Prakash, Aged about 40 years, R/o. Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
11. Chapal Naik, S/o. Unknown, Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
12. Dakane Naik, S/o Unknown, R/o Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District
13. Thippa Naik, S/o Unknown, R/o Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District
14. S.Lakshmidevi, W/o Unknown, R/o Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District

(Respondents No. 11 to 14 died and are not necessary parties)

...Respondents

WHEREAS the Petitioner above named through her Advocate Ms A.S.K.S.Bhargav, 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 an appropriate writ or order or direction more particularly a writ in the nature of a writ of Mandamus to declare the Resumption Proceedings vide bearing Rc.No.430/2023/A dated 28.11.2023 issued by the Respondent No.4 as per se illegal, perverse, irregular, manifestly arbitrary, opposed to the provisions contemplated under the A.P. Assigned Lands (Prohibition of

Transfers) Act, A.P. Pattadar Passbooks Act, A.P. Survey and Boundaries Act, 1923 and Rules made thereunder and Revenue Board Standing Orders, contrary to the legal parlance and Constitutional Mandates besides being opposed to the doctrine of personal bias, Articles 14, 21 and 300-A of Constitution of India and violative of Principles of Natural Justice and consequently to set-aside the same and direct the Respondent No.2 to 4 not to dispossess the Petitioner from the property admeasuring Ac. 1.55 cts in Sy.No. 183-6 situated at Pedapalli Village, Puttaparthi Mandal, Ananthapuramu District.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Ms Avanija Inuganti, Advocate for the Petitioner, GP for Revenue for the respondent Nos.1 to 4 and of GP for Home for the respondent No.5, 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, State of Andhra Pradesh, Department of Revenue, A.P. Secretariat Buildings, Amaravathi.
2. The District Collector, Sri Sathya Sai District, Collectorate Buildings, Puttaparthi, Ananthapuramu District.
3. The Revenue Divisional Officer, Puttaparthi, Sri Sathya Sai District.
4. The Tahsildar (F.A.C), Puttaparthi, Sri Sathya Sai District, Puttaparthi.
5. The Station House Officer, Puttaparthi Rural Police Station, Puttaparthi, Sri Sathya Sai District.
6. J.Lakshmi Bai, W/o Ravi Naik, Aged about 40 years, R/o. Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
7. J.Sali Bai, W/o J.Dese Naik, Aged about 55 years, R/oPedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
8. J.Madan Mohan Naik, S/o. J.Hanume Naik, Aged about 60 years, R/o.Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
9. G.Lakshmiddevamma, W/o Venkata Ramudu, Aged about 60 years, R/o.Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
10. G.Eswaramma, W/o Prakash, Aged about 40 years, R/o. Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai 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 24.01.2024, on which date the case stands posted for hearing.

The Court made the following

ORDER:

"Notice before admission.

Learned Government Pleader for Revenue takes notice on behalf of respondent Nos.1 to 4.

Learned Government Pleader for Home takes notice on behalf of respondent No.5.

Learned counsel for the petitioner is permitted to take out personal notice to respondent Nos.7 to 10 by registered post with acknowledgment due and file proof of service in the Registry.

Post on 24.01.2024.

In the meantime, counters if any, by the official respondents.

Registry is directed to print the name of the learned Government Pleader for Assignments."

//TRUE COPY//

Sd/- SK. MD. RAFI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Department of Revenue, A.P. Secretariat Buildings, Amaravathi.
2. The District Collector, Sri Sathya Sai District, Collectorate Buildings, Puttaparthi, Ananthapuramu District.
3. The Revenue Divisional Officer, Puttaparthi, Sri Sathya Sai District.
4. The Tahsildar (F.A.C), Puttaparthi, Sri Sathya Sai District, Puttaparthi.
5. The Station House Officer, Puttaparthi Rural Police Station, Puttaparthi, Sri Sathya Sai District.
6. J.Lakshmi Bai, W/o Ravi Naik, Aged about 40 years, R/o. Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
7. J.Sali Bai, W/o J.Dese Naik, Aged about 55 years, R/oPedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
8. J.Madan Mohan Naik, S/o. J.Hanume Naik, Aged about 60 years, R/o.Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
9. G.Lakshmidevamma, W/o Venkata Ramudu, Aged about 60 years, R/o.Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District.
10. G.Eswaramma, W/o Prakash, Aged about 40 years, R/o. Pedaballi Thanda, Puttaparthi Mandal, Sri Sathya Sai District. (Addressee nos.1 to 10 by RPAD- along with a copy of petition and affidavit)
11. One CC to Ms Avanija Inuganti, Advocate [OPUC]
12. One CC to Sri A.S.K.S.Bhargav, Advocate [OPUC]
13. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
14. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
15. Two CCs to GP for Assignments, High Court of Andhra Pradesh. [OUT]
16. One spare copy

CVSS

HIGH COURT

RC,J

DATED:28/12/2023

Post On 24.01.2024

NOTICE BEFORE ADMISSION

WP.No.33319 of 2023

