

[3208]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

THURSDAY, THE FOURTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 33793 OF 2025



Between:

P. Vajpayee Naidu, S/o. Govindha Swamy Naidu Aged 46 years, R/o.
Kanakampalem Village, Nandimangalam Post, Puttur Mandal, Tirupati
District.

Petitioner

AND

1. Union of India, Represented by its Secretary, Ministry of Road Transport and Highway, New Delhi.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue (Land Acquisition) Department, A.P. Secretariat, Velagapudi, Guntur District.
3. The District Collector, Tirupati District, Tirupati.
4. The Revenue Divisional Officer-cum- Competent Authority-cum-Land Acquisition Officer, Sullurupet, Tirupati District.
5. The Tahsildar, Puttur Mandal, Tirupati District.
6. Srinivasa Prasad, S/o. Narasimha Prasad R/o. Kanakampalem Village, Nandimangalam Post, Puttur Mandal, Tirupati District.

Respondents

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 any writ or direction more particularly a writ in the nature of Writ of Mandamus declaring the action of respondents in trying to dispossess the petitioner from the land admeasuring Ac.0.03 cents in Sy.No.66/8B of

Vepagunta Village, Puttur Mandal, Tirupati District, without issuing any notice, without following the procedure contemplated under Act 30 of 2013 as illegal, arbitrary, violative of Principles of Natural Justice, Articles 21 & 300-A of the Constitution of India, Consequently direct the respondents herein not to dispossess the petitioner from the land admeasuring Ac.0.03 cents in Sy.No.66/8B of Vepagunta Village, Puttur Mandal, Tirupati District, without following the procedure contemplated under Act 30 of 2013.

IA NO: 1 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the respondents herein not to dispossess the petitioner from the land admeasuring Ac.0.03 cents in Sy.No.66/8B of Vepagunta Village, Puttur Mandal, Tirupati District, without following the procedure contemplated under Act 30 of 2013, Pending disposal of WP 33793 of 2025, 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 VINOD K REDDY, Advocate for the Petitioner, Additional Solicitor General of India for Respondent No.1, learned GP FOR REVENUE for the Respondent Nos.2 to 5, the Court made the following

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for the respondents.

On perusal of the documents filed along with the writ petition, Ex.P5 discloses that the respondent authorities are proposing to release the amount for an extent of Ac.0.03 cents in favour of the 6th respondent.

The contention of the learned counsel for the petitioner is that, in the year 2011, the respondent authorities issued a notification for acquiring land admeasuring Ac.0.11 cents, and initially, compensation was paid to the petitioner's brother for an extent of Ac.0.08 cents.

However, no compensation was paid for the remaining Ac.0.03 cents. It is submitted that the petitioner continues to remain in possession of Ac.0.03 cents, and the authorities have not taken possession of the said extent. Therefore, the petitioner had no occasion to raise any objection earlier with regard to Ac.0.03 cents. In these circumstances, the respondents are now contemplating to release the amount in favour of the 6th respondent and proceed with the acquisition of the remaining Ac.0.03 cents as well.

Considering the submissions, the respondents are directed not to release the amount.

The learned counsel for the petitioner is permitted to take out personal notice to the 6th respondent through RPAD and file proof of service before the Registry.

Post the matter after three (03) weeks.

SD/- B.PRASAD RAO
DEPUTY REGISTRAR
SECTION OFFICER

//TRUE COPY//

For

To,

1. The Secretary, Union of India, Ministry of Road Transport and Highway, New Delhi.
2. The Principal Secretary, Revenue (Land Acquisition) Department, A.P. Secretariat, Velagapudi, Guntur District, State of Andhra Pradesh (BY SPECIAL MESSENGER)
3. The District Collector, Tirupati District, Tirupati.
4. The Revenue Divisional Officer-cum- Competent Authority-cum-Land Acquisition Officer, Sullurupet, Tirupati District.
5. The Tahsildar, Puttur Mandal, Tirupati District.
6. Srinivasa Prasad, S/o. Narasimha Prasad R/o. Kanakampalem Village, Nandimangalam Post, Puttur Mandal, Tirupati District. (Addressee Nos.1,3 to 6 by RPAD)

HIGH COURT

DR,J

DATED:04/12/2025

POST THE MATTER AFTER THREE (03) WEEKS

ORDER

WP.No.33793 of 2025

DIRECTION

