

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE K.LAKSHMAN
WRIT PETITION NO: 3162 OF 2023

Between:

1. Bumbathula Shankaraiah @ Shankari, S/o. late Lasmaiah.
2. Bumbathula Rajaiah @ Rajam, S/o. late Bakkaiah.
3. Bumbathula Shankar, S/o. late Bakkaiah.
4. Bumbathula Rayamallu, S/o. late Ramaiah.

Petitioners**AND**

1. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat Buildings, Hyderabad.
2. The Court of the Special Tribunal, Mancheria District, Rep by its Collector and District Magistrate, Mancheria and Mancheria District.
3. The Revenue Divisional Officer, Mancheria, Mancheria District.
4. The Tahsildar, Hajipur Hajipur Mandal,
5. Bumbathula Rajanna, S/o. late Venkati, Age. 58 years, Occ . Agriculture, R/o. Old Mancheria, Mancheria, Mancheria District.
6. Bumbathula Bapu, S/o. late Venkati, Age. 55 years, Occ . Agriculture, R/o. Old Mancheria, Mancheria, Mancheria District.
7. Bumbathula Srinivas, S/o. late Venkati, Age. 50 years, Occ . Agriculture, R/o. Old Mancheria, Mancheria, Mancheria District.
8. Bumbathula Ravi, S/o. late Venkati, Age. 48 years, Oce . Private Employee, R/o. Old Mancheria, Mancheria, Mancheria 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 an appropriate Writ, order or direction more particularly one in the nature of Writ of Certiorari calling for the records relating to the orders passed by the Special Tribunal, Mancheria/2nd respondent, in Appeal No. ST.260/2021/G/1077/2020 dated 31-12-2022 by setting aside the well consider orders dated 27-03-2010 pasted by the 3rd respondent and subsequent succession order dated 12-08-2013 and confirming earlier order passed by the Tahsildar dated 09-08-2008 and quash the same, holding that it is illegal, arbitrary, un-constitutional, violation of principles of natural justice and offend Art 14 and 21 of Constitution of India, and contrary to the Provisions of Telangana Rights in Land and Pattadar Pass Books Act, 1971 (Act 26/1971) and Rules made there under and Act, 9/2020;

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 to suspend the order passed by the Special Tribunal, Mancheria/2nd respondent, in Appeal No. ST.260/2021/G/1077/2020 dated 31-12-2022, Pending disposal of WP 3162 of 2023, 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 B ARJUN Advocate for the

Petitioners, GP FOR REVENUE for the Respondent nos. 1 to 4, SRI N. INDRASENA REDDY, Counsel for the respondents nos. 5 to 8, the Court made the following.
ORDER

At request, of Sri N. Indrasena Reddy, learned Counsel for respondents 5 to 8, to file counter, list on 22.02.2023.

Till then, both petitioner and un-official respondents 5 to 8, are directed to maintain status quo with regard to entries in Revenue records in respect of subject property.

SD/- K. GREERAMA MURTHY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, Secretariat Buildings, The State of Telangana, Hyderabad.
2. The Collector and District Magistrate, The Court of the Special Tribunal, Mancherial District, Mancherial and Mancherial District.
3. The Revenue Divisional Officer, Mancherial, Mancherial District.
4. The Tahsildar, Hajipur Hajipur Mandal,
5. Bumbathula Rajanna, S/o. late Venkati, Occ . Agriculture, R/o. Old Mancherial, Mancherial, Mancherial District.
6. Bumbathula Bapu, S/o. late Venkati, Occ . Agriculture, R/o. Old Mancherial, Mancherial, Mancherial District.
7. Bumbathula Srinivas, S/o. late Venkati, Occ . Agriculture, R/o. Old Mancherial, Mancherial, Mancherial District.
8. Bumbathula Ravi, S/o. late Venkati, Oce . Private Employee, R/o. Old Mancherial, Mancherial, Mancherial District. (RR 1 to 8 by RPAD)
9. One CC to SRI. B ARJUN Advocate [OPUC]
10. Two CCs to GP FOR REVENUE ,High Court at Hyderabad. [OUT]
11. One spare copy

HIGH COURT

KLJ

DATED:08/02/2023

LIST ON 22.02.2023

ORDER

WP.No.3162 of 2023

STATUS QUO

