

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE TWENTY SEVENTH DAY OF JUNE

TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

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, Mancherla District, Rep by its Collector and District Magistrate, Mancherla and Mancherla District.
3. The Revenue Divisional Officer, Mancherla, Mancherla District.
4. The Tahsildar, Hajipur Hajipur Mandal,
5. Bumbathula Rajanna, S/o. late Venkati, Age. 58 years, Occ . Agriculture, R/o. Old Mancherla, Mancherla, Mancherla District.
6. Bumbathula Bapu, S/o. late Venkati, Age. 55 years, Occ . Agriculture, R/o. Old Mancherla, Mancherla, Mancherla District.
7. Bumbathula Srinivas, S/o. late Venkati, Age. 50 years, Occ . Agriculture, R/o. Old Mancherla, Mancherla, Mancherla District.
8. Bumbathula Ravi, S/o. late Venkati, Age. 48 years, Occ . Private Employee, R/o. Old Mancherla, Mancherla, Mancherla 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, Mancherla/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 passed 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 writ petition, the High Court may be pleased to suspend the order passed by the Special Tribunal, Mancherla/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 the order of the High Court order dated: 08.02.2023, 22.02.2023, 24.03.2023 and 27.04.2023 made herein and upon hearing the arguments of M/s. B. ARJUN Advocate for the Petitioners, GP FOR REVENUE for the Respondent Nos.1 to 4, SRI. N. INDRASENA REDDY Advocate for the Respondents Nos.5 to 8, the Court made the following. ✓

ORDER:

Counter filed.

Interim order earlier granted by this Court on 08.02.2023, which has been extended from time to time, stands extended until further orders.

Post on 11.07.2023.

SD/- MOHD. ISMAIL
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to M/s. B. ARJUN, Advocate [OPUC]. ✓
2. Two CCs to GP FOR REVENUE, High Court at Hyderabad [OUT].
3. One spare copy ✓

HIGH COURT

BVR.J

DATED: 27.06.2023

LIST ON 11.07.2023

ORDER

WP.No.3162 of 2023

EXTENSION OF STATUS QUO

