

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**THURSDAY, THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HON'BLE SMT. JUSTICE RENUKA YARA

CIVIL REVISION PETITION NO: 1235 OF 2026

Petition under Article 227 of Constitution of India aggrieved by the order dated 01-04-2026 passed in A.S.No.08 of 2026 on the file of the Court of the I Additional District Judge at Jagtial.

Between:

Kasuganti Lakshman Kumar, S/o Late Sri K Ranga Rao, Age: 65 years, Occ: legal profession, R/o. H.No.9-43, Muthyampet Village of Mallial Mandal of Jagtial District.

...Revision Petitioner/Claimant No.3

AND

1. The LAO Special Deputy Collector, LA Unit, R & R and Irrigation Projects Jagtial.
2. Punugoti Chandramala, w/o Devender Rao, Age: 71 years, Occ: Doctor, R/o beside SBH, Meher Nursing Home, Medchal Town, Pin code: 501401, Presently residing at Villa No.16, Manbhumi, Bougainville, Kompally, Hyderabad, Pincode: 500014.
3. K Ananth Rao, S/o Sri ranga Rao, Age: 67 years, R/o. H.No.16-2-705/1/13, Professor Colony, New Malakpet, Hyderabad.

...Respondent/Claimant No.1 & 2

I.A. NO: 1 OF 2026

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 dated 01-04-2026 in AS No.8 of 2026 passed by Learned I Additional District Judge, at Jagtial in the interest of justice.

Counsel for the Petitioner: Sri Aditya Mandhani

Counsel for the Respondents: None Appeared

The Court made the following: ORDER

**IN THE HIGH COURT FOR THE STATE OF
TELANGANA
AT HYDERABAD**

THE HON'BLE SMT. JUSTICE RENUKA YARA

C.R.P.No.1235 of 2026

23.04.2026

Between:

Kasuganti Lakshman Kumar
S/o.Late Sri K. Ranga Rao

...Petitioner

AND

The LAO Special Deputy Collector
and two others.

...Respondents

ORDER:

Heard Sri Aditya Mandhani, learned counsel for the petitioner. Perused the entire record.

2. This Civil Revision Petition is preferred by the revision petitioner/claimant No.3, aggrieved by the order dated 01.04.2026 passed by the learned I Additional District Judge at Jagtial in A.S.No.8 of 2026, returning the appeal.

3. The brief facts of the case are that a reference was made by the Land Acquisition Officer, Special Deputy Collector, LA Unit, R & R and Irrigation Projects, Jagtial under Sections 30 and 31 of Land Acquisition Act, 1894 ('Land Acquisition Act') and also under Section 18 of the Land Acquisition Act, with respect to land

admeasuring Ac.1.39 guntas, in Sy.No.536 and Ac.2.01 guntas in Sy.No.538 total Ac.4.00 guntas situated in Mutyampet Village, Mallial Mandal of Erstwhile Karimnagar District. The said land was acquired for the purpose of excavation of the Flood Flow Canal (FFC) KMC No.80 to 81. An award No.26/2007/08 was passed by the Land Acquisition Officer. The said award was challenged under Section 18 and Sections 30 and 31 of the Land Acquisition Act before the Senior Civil Judge, Jagtial, *vide* L.A.O.P.No.02 of 2023. The said reference was disposed of by order dated 05.01.2026, determining the issue under Sections 30 and 31 of the Land Acquisition Act determining the rights of the parties regarding the apportionment of compensation awarded. However, the reference under Section 18 of the Land Acquisition Act is still pending adjudication. Aggrieved by the order dated 05.01.2026, the petitioner herein preferred an appeal in A.S.No.8 of 2026 challenging the decree and order passed by the learned Senior Civil Judge at Jagtial in L.A.O.P.No.02 of 2023. During the adjudication of the stay petition, the learned I Additional District Judge at Jagtial, passed impugned order rejecting the appeal holding that the same is not maintainable before the District Court on the basis of pecuniary jurisdiction. Aggrieved by the same, the petitioner preferred the present CRP.

4. Since the issue involved is one of admission and maintainability of the appeal before the District Court, or the High Court, notice to respondents is dispensed with.

5. The learned counsel for the petitioner relied upon the judgment in ***Bai Lalitha vs. Sharada Ben and others***¹ which formed part of the impugned order referring to paragraph 8 of the judgment, wherein it is held that a reference under Section 30 of the Land Acquisition Act is a decree where from the appeal does not lie before the High Court but before the competent Civil Court. In the case of ***Motte Rajaram Vs. Revenue Divisional Officer, Adilabad and another***², it is held that there is a significant difference between the Section 18 and Section 30 of Land Acquisition Act. The Former deals with dispute regarding the quantum of compensation and the latter deals with *inter se* disputes between the parties with respect to shares claimed by them. It is held that the appeal from a decree passed under Section 30 of the Act lies before the District Court. Similarly in the case of ***Deputy Director of Agriculture Vs.***

¹ AIR 1970 Gujarat 37

² 2006 (3) ALD 199 (DB)

Sarvadevabhatla Ramanadham and others³ the High Court of Andhra Pradesh held that an order passed by the Civil Court under Section 30 of the Land Acquisition Act is a decree within the meaning of Section 2(2) of CPC, the appeal lies under the provisions of Section 96 of CPC to the Court authorized to hear appeals.

6. In view of the aforementioned citations and legal ratios laid down therein, the appeal challenging the L.A.O.P.No.2 of 2023 lies before the District Court and not before this Court.

7. In the result, the CRP is allowed, the impugned order dated 01.04.2026 in A.S.No.8 of 2026 on the file of the I Additional District Judge, Jagtial, is set aside and the appeal is restored. There shall be no order as to costs. Miscellaneous applications, if any, pending shall stand closed.

Sd/- K. BHAVANI SWAMY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The I Additional District Judge at Jagtial.
2. One CC to Sri Aditya Mandhani, Advocate [OPUC]
3. Two CD Copies

KAM/VH

³ AIR 1978 AP 412

HIGH COURT

DATED: 23/04/2026

ORDER

CRP.No.1235 of 2026



ALLOWING THE CRP

(S) MT
25/4/26