

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

TUESDAY, THE SEVENTEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY ONE

**:PRESENT:
THE HON'BLE SRI JUSTICE P NAVEEN RAO**

WRIT PETITION NO: 18047 OF 2021

Between:

1. Smt. Malagala Lakshmi, W/o. Mallesham,
2. Smt. Maliki Mounika, W/o. Raju,
3. Smt. Malagala Anasurya, W/o. Kanakaiah,
4. Smt. Malki Balamani, W/o. Yadagiri @ Yadaiah,

...Petitioners

AND

1. The State of Telangana, Revenue Department, Rep. by its Principal Secretary, Secretariat, Hyderabad.
2. The District Collector, Siddipet District, Telangana State
3. The Revenue Divisional Officer, Gajwel, Siddipet District, Telangana State
4. The Mandal Revenue Officer, Kondapaka, Siddipet District, Telangana State
5. The Grampanchayat, Rep. by its Secretary, Kukunoorpally, Kondapaka Mandal, Siddipet District, Telangana State
6. The Sarpanch, Kukunoorpally, Kondapaka Mandal, Siddipet District, Telangana State

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 a writ of mandamus or any other appropriate writ or direction declaring the action of the respondent authorities in interfering with the peaceful possession and enjoyment of the petitioners over the property of the petitioner No.1 i.e. Plot No.1 to an extent of 314.60 Sq.Yrds., out of Ac.0-21 Gts., covered by Sy.No.1 1, Kukunoorupally, Kondapaka Mandal, Siddipet District, Telangana State & Property of the petitioner No.2 i.e. Plot No.2 to an extent of 314.60 Sq.Yrds., out of Ac.0-21 Gts., covered by Sy.No.1 1, Kukunoorupally, Kondapaka Mandal, Siddipet District, Telangana State and Property of the petitioner No.3 i.e. Plot No.3 to an extent of 314.60 Sq.Yrds., out of Ac.0-21 Gts., covered by Sy.No.1 1, Kukunoorupally, Kondapaka Mandal, Siddipet District, Telangana State and Property of the petitioner No.4 i.e. Plot No.4 to an extent of 314.60 Sq.Yrds., out of Ac.0-21 Gts., covered by Sy.No. 1 1, Kukunoorupally, Kondapaka Mandal, Siddipet District, Telangana State as without any notice, without following due process of law, illegal, arbitrary, unconstitutional and against the principles of natural justice.

IA NO: 1 OF 2021

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 direct the respondents not to interfere with the peaceful possession and enjoyment of the petitioners over the property of the petitioner No.1 i.e. Plot No.1 to an extent of 314.60 Sq.Yrds., out of Ac.0-21 Gts., covered by Sy.No. 1 1, Kukunoorupally, Kondapaka Mandal, Siddipet District, Telangana State and Property of the petitioner No.2 i.e. Plot No.2 to an extent of 314.60 Sq.Yrds., out of Ac.0-21 Gts., covered by Sy.No.1 1, Kukunoorupally, Kondapaka Mandal, Siddipet District, Telangana State and Property of the petitioner No.3 i.e. Plot No.3 to an extent of 314.60 Sq.Yrds., out of Ac.0-21 Gts., covered by Sy.No.1 1, Kukunoorupally, Kondapaka Mandal, Siddipet District, Telangana State and Property of the petitioner No.4 i.e. Plot No.4 to an extent of 314.60 Sq.Yrds., out of Ac.0-21 Gts., covered by Sy.No. 1 1, Kukunoorupally, Kondapaka Mandal, Siddipet District, Telangana State pending disposal of the above WP.No.18047 of 2021, 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.E.POORNACHANDER RAO Advocate

for the Petitioner and Assistant Government Pleader for Revenue for Respondents 1 to 4 and Sri.G.Narender Reddy standing counsel for Respondents 5&6, the Court made the following.

ORDER

Heard learned counsel for petitioners and the learned Assistant Government Pleader for Revenue.

According to the learned counsel for petitioners, out of Acs.2.11 guntas belonging to the vendors of vendors of petitioners, only Ac.1.30 guntas of land was sold to the Government and the original patta vendor was having Ac.0.21 guntas, that Ac.0.21 gunt of land was purchased by the vendor of the petitioners, formed a layout and sold plots. Learned counsel for petitioners also informs that recently survey was conducted by the Tahsildar.

Learned Assistant Government Pleader is directed to obtain instructions from the Tahsildar as to whether any survey was conducted and if so, survey report is prepared, the copy of the said report be secured and placed before this Court by the next date of hearing.

Learned counsel for petitioners is also directed to file copy of the registered sale deed, by which Ac.1.30 guntas of land was sold to the Government.

Post on 31.08.2021.

SD/- N. CHANDRASEKHARA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Siddipet District, Telangana State
3. The Revenue Divisional Officer, Gajwel, Siddipet District, Telangana State
4. The Mandal Revenue Officer, Kondapaka, Siddipet District, Telangana State
5. The Secretary, Grampanchayat, Kukunoorpally, Kondapaka Mandal, Siddipet District, Telangana State
6. The Sarpanch, Kukunoorpally, Kondapaka Mandal, Siddipet District, Telangana State (RR-1 to 6 by RPAD)
7. One CC to SRI.E.POORNACHANDER RAO Advocate [OPUC]
8. Two CCs to GP FOR REVENUE (TG), High Court at Hyderabad. [OUT] (By Special Messenger)
- 10/9. One spare copy

9. To the S.O. WP(NS) with a direction to furnish copy of this proceedings to the learned G.P for Revenue.

HIGH COURT

PNR,J

DATED: 17.8.2021

NOTE: POST ON 31.08.2021

WP.NO.18047 OF 2021

DIRECTION

