

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE THIRD DAY OF SEPTEMBER TWO THOUSAND AND TWENTY ONE
:PRESENT:

THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY
WRIT PETITION NO: 19903 OF 2021

Between:

1. Chandragoni Narsimha, S/o. Rajaiah
2. Chandragoni Laxmamma, W/o. Rajaiah (Died)

(Revision Petitioner No.2 died on dated: 04.10.2020 when the revision is pending before the special tribunal, but her name is showed as her name is in the cause title before the Special Tribunal).

...Petitioners

AND

1. The State of Telangana, Rep.by its, Principal Secretary, Revenue Department, Secretariat Buildings, Hyderabad.
2. The Special Tribunal, Yadadri Bhuvanagiri District, Under Telangana Rights in Land and Pattadar Pass Books Act, 2020, Represented by The District Collector, Yadadri Bhuvanagiri District.
3. The District Collector and Member, Special Tribunal, Yadadri Bhuvanagiri District, Bhongiri.
4. The Additional Collector (Revenue) and Member, Special Tribunal, Yadadri Bhuvanagiri District.
5. The Revenue Divisional Officer, Bhongir, Yadadri Bhuvanagiri District.
6. The Thahsildar, Bibinagar Mandal, Yadadri Bhuvanagiri District.
7. Chandragoni Mallesha, S/o. Narsaiah, Aged 48 years, Occ: Agriculture, R/o. Jiyapally Village of Bibinagar Mandal Yadadri Bhuvanagiri District.
8. Chandragoni Balaiah, S/o. Narsaiah, Aged 45 years, Occ: Agriculture, R/o. Jiyapally Village of Bibinagar Mandal Yadadri Bhuvanagiri District.
9. Chandragoni Laxmamma, W/o. Narsaiah, (Died), Aged 80 years, Occ: Agriculture, R/o. Jiyapally Village, of Bibi NagarMandal, Yadadri Bhuvanagiri District.
10. Chandragoni Kistaiah, S/o. Rajaiah, Aged 59 years, Occ: Agriculture, R/o. Kodamadugu Village, Bibinagar Mandal Yadadri Bhuvanagiri District.
11. Chandragoni Anjaiah, S/o. Rajaiah, Aged 48 years, Occ: Agriculture, R/o. Kodamadugu Village, Bibinagar Mandal, Yadadri Bhuvanagiri District.
12. Kasagoni Sugunamma, W/o. Kistaiah, (Died), Aged 65 years, Occ: Household, R/o. Dandumalkapuram Village of Choutuppal Mandal, Yadadri Bhuvanagiri District.
13. Dusari Panamma, W/o. Anjaiah, (Died), Aged 58 years, R/o. Masireddypally Village of Bommalararamam Mandal, Yadadri Bhuvanagiri District.

(The Respondent Nos.3, 8 and 9 on the file of Respondent No.2 died during the pendency of the proceedings. The name of the Respondent Nos.3, 8 and 9 are showed in the cause title as they are parties before Respondent No.2 special tribunal).

...Respondents

WHEREAS the Petitioners above named through their Advocate M/s B. CHINNAPA REDDY presented this 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 order or direction more particularly one in the nature of Writ of certiorari calling for the records pertaining to the orders passed in special tribunal Case No.F2/1746/2021 (Old case No.F2/298/2020) dated: 28-06-2021 confirming the orders of the Revenue Divisional Officer, Bhongir, in case no.C/768/2003, dated: 22/07/2004 in respect of agriculture land in an extent of Ac. 15.05 gts in Sy.No.103 and Ac. 4.15 gts in Sy.No.104 totaling Ac. 19.20 gts at Mahadevpur Village, Bibinagar Mandal, Yadadri Bhuvanagiri District, Telangana, without considering the material on record, without application of mind, and without following the principles of natural justice as illegal, arbitrary and un constitutional and contra to the settled principles of law more particularly in violation of Telangana Rights and Pattadar Passbook Act, 1971 thereby to quash the orders of the 2nd Respondent Special Tribunal, dated: 28-06-2021 passed in special tribunal Case No.F2/1746/2021 (Old case No.F2/298/2020) as illegal arbitrary unconstitutional.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of M/s B. CHINNAPA REDDY, Advocate for the Petitioners and Sri J. Ashvini Kumar, learned counsel, who takes notice on behalf of respondent Nos.7 and 8, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat Buildings, Hyderabad.
2. The District Collector, Special Tribunal, Yadadri Bhuvanagiri District, Under Telangana Rights in Land and Pattadar Pass Books Act, 2020, Yadadri Bhuvanagiri District.
3. The District Collector and Member, Special Tribunal, Yadadri Bhuvanagiri District, Bhongiri.
4. The Additional Collector (Revenue) and Member, Special Tribunal, Yadadri Bhuvanagiri District.
5. The Revenue Divisional Officer, Bhongir, Yadadri Bhuvanagiri District.
6. The Tahsildar, Bibinagar Mandal, Yadadri Bhuvanagiri District.
7. Chandragoni Mallesha, S/o. Narsaiah, Occ: Agriculture, R/o. Jiyapally Village of Bibinagar Mandal Yadadri Bhuvanagiri District.
8. Chandragoni Balaiah, S/o. Narsaiah, Occ: Agriculture, R/o. Jiyapally Village of Bibinagar Mandal Yadadri Bhuvanagiri District.
9. Chandragoni Kistaiah, S/o. Rajaiah, Occ: Agriculture, R/o. Kodamadugu Village, Bibinagar Mandal Yadadri Bhuvanagiri District.
10. Chandragoni Anjaiah, S/o. Rajaiah, Occ: Agriculture, R/o. Kodamadugu Village, Bibinagar Mandal, Yadadri Bhuvanagiri District.

are directed to show cause on or before 21-09-2021 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

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 orders of 2nd Respondent, The Special Tribunal, Yadadri, Bhuvanagiri District, dated: 28/06/2021 passed in special tribunal Case No.F2/1746/2021 (Old case No.F2/298/2020) along with the orders of the Revenue Divisional Officer, Bhongir, in case no.C/768/2003, dated: 22/07/2004 relating to the property in Sy.No.103 of Mahadevpur Village over an extent of Ac. 15.05 gts and over an extent of Ac. 4.15 gts of land in Sy.No.104 of Mahadevpur Village, Bibinagar Mandal, Yadadri Bhuvanagiri District, totaling Ac.19.20 gts during the pendency, pending disposal of WP.No.19903 of 2021, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Sri J. Ashvini Kumar, learned counsel, takes notice on behalf of respondent Nos.7 and 8.

Learned counsel for the petitioners is directed to take out personal notice to respondent Nos.10 and 11 and file proof of service into Registry.

Post on 21.09.2021.

Having regard to the fact that during the pendency of the revision, the order of the appellate Court was kept in abeyance, status quo, obtaining as on today, with regard to the entries, shall be maintained.

SD/- K. SHYLESHI
Assistant Registrar

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat Buildings, Hyderabad.
2. The District Collector, Special Tribunal, Yadadri Bhuvanagiri District, Under Telangana Rights in Land and Pattadar Pass Books Act, 2020, Yadadri Bhuvanagiri District.
3. The District Collector and Member, Special Tribunal, Yadadri Bhuvanagiri District, Bhongiri.
4. The Additional Collector (Revenue) and Member, Special Tribunal, Yadadri Bhuvanagiri District.
5. The Revenue Divisional Officer, Bhongir, Yadadri Bhuvanagiri District.
6. The Tahsildar, Bibinagar Mandal, Yadadri Bhuvanagiri District.
7. Chandragoni Mallesha, S/o. Narsaiah, Occ: Agriculture, R/o. Jiyapally Village of Bibinagar Mandal Yadadri Bhuvanagiri District.
8. Chandragoni Balaiah, S/o. Narsaiah, Occ: Agriculture, R/o. Jiyapally Village of Bibinagar Mandal Yadadri Bhuvanagiri District.
9. Chandragoni Kistaiah, S/o. Rajaiah, Occ: Agriculture, R/o. Kodamadugu Village, Bibinagar Mandal Yadadri Bhuvanagiri District.
10. Chandragoni Anjaiah, S/o. Rajaiah, Occ: Agriculture, R/o. Kodamadugu Village, Bibinagar Mandal, Yadadri Bhuvanagiri District (RR 1 to 10 by RPAD along with a copy of petition and affidavit).
11. One CC to M/s. B. CHINNAPA REDDY, Advocate [OPUC].
12. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT].
13. One spare copy
ZEE

HIGH COURT

AARJ

DATED:03/09/2021

POST ON 21.09.2021

NOTICE BEFORE ADMISSION

WP.No.19903 of 2021

STATUS QUO

