

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE TWENTY THIRD DAY OF DECEMBER TWO THOUSAND AND NINETEEN

:PRESENT:
THE HONOURABLE DR. JUSTICE SHAMEEM AKTHERIA No. 1 OF 2019
IN
WP NO: 28427 OF 2019

Between:

Akarapu Prabhavathamma, W/o. A. Vishwanatham

...Petitioner
(Petitioner in WP 28427 OF 2019
on the file of High Court)

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue/Assignment Department Secretariat, Buildings, Saifabad Hyderabad-066
 2. The District Collector, Revenue/Assignment Department Nagarkurnool district, Erstwhile Mahaboobnagar District
 3. The Joint Collector, Nagarkurnool district, Erstwhile Mahaboobnagar District
 4. The Revenue Divisional Officer, (RDO), Nagarkurnool district, Erstwhile Mahaboobnagar District
 5. The Tahsildar, Nagarkurnool, Nagarkurnool district, Erstwhile Mahaboobnagar District
 6. Ramati Soudamma, W/o. Late Karrenna, R/o. Uyyalawada village and Mandal Nagarkurnool district, Erstwhile Mahaboobnagar District
 7. Ramati Estari @ Venkat Swamy, S/o. Late Karrenna, R/o. Uyyalawada village and Mandal, Nagarkurnool district Erstwhile Mahaboobnagar District
 8. M. Venkatamma, W/o. Niranjan R/o. Yendabetla village, Mandal and Nagarkurnool district, Erstwhile Mahaboobnagar District.
- (R 1, 2 and 6 to 8 are not necessary parties to this WPMP)

...Respondents
(Respondents in-do-)Counsel for the Petitioner : Sri RAJESHWAR RAO GARIGE
Counsel for the Respondent Nos.1 to 5: ASST. GP FOR REVENUE (TG)

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 dt.20-9-2019 in Assigned Lands (POT) Revision No. E1/1520/2017, confirming the order passed by the 4th respondent vide No. E/742/2008 dt. 18-7-2016, which in turn confirmed the proceedings of the 5th respondent in Proc.No.B/3151/2007 dt. 5-3-2008 resuming the petitioner's land in Sy.No.172 to an extent of Ac.1-07 situated at Uyyalawada village of Nagarkurnool mandal & district Erstwhile Mahaboobnagar district to the State Government by setting aside the proceedings No. B/3151/2007 dt. 5-3-2008 of the 5th respondent, No.E/742/2008 dt. 18-7-2016 of the 4th respondent and the orders in Assigned lands (POT) No. E1/1520/2017 dt. 20-9-2019 order passed by the R-5 in proceedings No. B/3151/2007 dt.5-3-2008 and No.E/742/2008 dt. 18-7-2016, pending disposal of WP No. 28427 of 2019, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue representing the respondents 1 to 5 and perused the record.

It has been contended by the learned counsel for the writ petitioner that the order in Proceedings No.B/3151/2007, dated 05-03-2008 passed by the respondent No.5/Tahsildar, Nagarkurnool, invalidating the alienation of the subject land by the vendors of the writ petitioner in favour of the writ petitioner is illegal and without jurisdiction. It is also contended that the subsequent orders passed by the authorities concerned confirming the said order are also incorrect.

The submissions made do require examination.

Under these circumstances, the operation of the order, dated 20-09-2019, passed in Assigned Lands (POT) Revision No.E1/1520/2017, by the respondent No.3/the Joint Collector is stayed till 20-01-2020 from today.

Notice.

//TRUE COPY//

SD/- K. SAILESHI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Joint Collector, Nagarkurnool district, Erstwhile Mahaboobnagar District
2. The Revenue Divisional Officer, (RDO), Nagarkurnool district, Erstwhile Mahaboobnagar District
3. The Tahsildar, Nagarkurnool, Nagarkurnool district, Erstwhile Mahaboobnagar District(1 to 3 By RPAD)
4. One CC to SRI RAJESHWAR RAO GARIGE, Advocate [OPUC]
5. Two CCs to GP FOR REVENUE (TG), High Court at Hyderabad. [OUT]
6. One spare copy

HIGH COURT

DR.SA,J

DATED:23/12/2019

ORDER

**I.A.NO.1 OF 2019
IN
WP.No.28427 of 2019**

DIRECTION



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