

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

MONDAY, THE SEVENTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND EIGHTEEN

PRESENT:

THE HONOURABLE SRI JUSTICE C.PRAVEEN KUMAR
WRIT PETITION NO: 32985 OF 2018

Between:

Basavannagari Krishna, S/o. Mullaiah,

Petitioner

AND

1. The State of Telangana,, Rep. by its Principal Secretary, Revenue Department, Hyderabad.
2. The District Collector,, Mancherial District, Mancherial.
3. The Tahsildar,, Mancherial Mandal, Mancherial.
4. The Deputy Executive Engineer (R and B), Mancherial Sub Division,

Respondents

WHEREAS the Petitioner above named through his Advocate SRI GADDAM KIRAN KUMAR 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 appropriate Writ Order or direction more particularly one in the nature of writ of mandamus declare the action of the Respondent No.2 to 4 in interfering with the petitioner peaceful possession and enjoyment of the land in Sy.No.345/a admeasuring Ac.3.00 situated at Mancherial, Mancherial District as illegal, and violation of Article 300-A of the Constitution of India, and consequently restrain the Respondents from interfering with the petitioner peaceful possession and enjoyment of the land in Sy.No.345/a admeasuring Ac.3.00 situated at Mancherial, Mancherial District;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri GADDAM KIRAN KUMAR Advocate for the Petitioner, 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, Hyderabad.
2. The District Collector, Mancherial District, Mancherial.
3. The Tahsildar,, Mancherial Mandal, Mancherial.
4. The Deputy Executive Engineer (R and B), Mancherial Sub Division,

are directed to show cause to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Learned Assistant Government Pleader for Revenue (Telangana) takes notice on behalf of the respondents and seeks time to get instructions.

The petitioner claims to be in possession of the land admeasuring Ac.3.00 in Sy.No.345/a situated at Macncherial. He claims to have purchased the land by way of unregistered sale deed. He places reliance on earlier order passed in W.P.No.13499 of 2013 wherein this Court observed that the petitioners therein

shall not be dispossessed except in accordance with law and after giving them an opportunity of being heard.

The grievance of the petitioner herein is that though he is in possession of Ac.3.00 of land the authorities are trying to dispossess him.

The learned Assistant Government Pleader would submit that the petitioner has encroached on to the land exceeding Ac.3.00 of land, for which steps are being taken to dispossess him.

Having regard to the above, the authorities shall not dispossess the petitioner from the land to an extent of Ac.3.00 in Sy.No.345/a of Mancherial Revenue village, which he claims to have purchased, except in accordance with law.

Post after four weeks.

//TRUE COPY//

Sd/- B.SATYAVATHI
ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Revenue Department, State of Telangana, Hyderabad.
2. The District Collector, Mancherial District, Mancherial.
3. The Tahsildar,, Mancherial Mandal, Mancherial.
4. The Deputy Executive Engineer (R and B), Mancherial Sub Division, (1 to 4 by RPAD- along with a copy of petition and Affidavit)
5. One CC to SRI. GADDAM KIRAN KUMAR Advocate [OPUC]
6. Two CCs to GP FOR REVENUE (TG) ,High Court Of Judicature at Hyderabad. [OUT]
7. One Spare Copy

GR

HIGH COURT

CPKJ

DATED:17/09/2018

Note: POST AFTER FOUR WEEKS.

NOTICE BEFORE ADMISSION

WP.No.32985 of 2018

DIRECTION

