

HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH
THURSDAY, THE FIRST DAY OF NOVEMBER TWO THOUSAND AND EIGHTEEN
:PRESENT:

THE HONOURABLE SRI JUSTICE A. RAJASHEKER REDDY -

IA No. 1 OF 2018 ✓
IN
WP NO: 38505 OF 2018 ✓

Between:

New Loyola Model Educational Society, Registration No.851/71, Rep. by Correspondent/ Secretary, R.Anup Chakravarthy, S/o. R. Venkat Rao, Age: 35 years, R/o. 40, HIG, Phase-IV, Vanasthalipuram, Ranga Reddy District - 70. ✓

...Petitioner

(Petitioner in WP No. 38505 OF 2018
on the file of High Court)

AND

1. The State of Telangana, Rep. by its Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Ranga Reddy District. ✓
3. The Revenue Divisional Officer, Ibrahimpatnam (M), Ranga Reddy District. ✓
4. The Tahasildar, Ibrahimpatnam (M), Ranga Reddy District. ✓

...Respondent(s)

(Respondents in-do-)

Counsel for the Petitioner: Mr. SRINIVASA RAO MADIRAJU ✓
Counsel for the Respondent Nos.1 to 4: GP FOR REVENUE (TG) ✓

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 direct the respondent No.4 to forthwith take steps under ROR Act for recording the name of the petitioner in revenue records in respect of 00 gLs of land in Sy.No.49 & 57 of Adibatla (V), Ibrahimpatnam (M), Ranga Reddy District in pursuance of the directions/request of the District Collector, Ranga Reddy, dated 11-06-2018, pending disposal of the Writ Petition No.38505 of 2018, 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:

The case of the petitioner is that the notification where-under the subject land of the petitioner was acquired by the Government, was quashed by this court in W.P.Nos.21782 and 21783 of 2006 by orders dated 13.10.2012 and 2.11.2012 and challenging the same, Government field appeals in W.A.No.s1714 and 1715 of 2013 and by judgment dated 11.10.2013, the Division Bench of this court, dismissed the appeals and the respondents carried the matter to Apex Court and by order dated 18.03.2015 in Civil Appeal Nos.6636 - 6637 of 2014, the appeals filed by the Government were dismissed. The further case of the petitioner is that as the notification acquiring the subject land was quashed, the name of the petitioner in the respect of the subject land, shall be restored in the revenue records. Therefore, he made representations on 16.09.2017 and 18.09.2017 to the 4th respondent - Tahsildar and in turn the 4th respondent vide Lr.No.B1/1494/2015 dated 23.01.2018, sought the instructions of the 2nd respondent - District Collector for restoration of the name of pattadar in the revenue records. The 2nd respondent vide proceedings in Lr.No.C/109/2006 dated 11.06.2018 instructed the 3rd respondent - Revenue Divisional Officer, to examine the entire issue with reference to the entries in revenue records as per the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971 (for short 'ROR Act') and take necessary action. As no action has been taken in pursuance of the instructions of the District Collector dated 11.06.2018, the present writ petition is filed. ✓

Heard the learned counsel for the petitioner, who reiterated the above averments. ✓

Learned Assistant Government Pleader for Revenue seeks time for instructions. ✓

From the above it could be seen that the acquisition proceedings issued by the Government in respect of the subject land, were quashed and the 2nd respondent - District Collector vide proceedings dated 11.06.2018, also directed the 3rd respondent to examine the entire issue with reference to the entries in revenue records as per ROR Act and take necessary action. ✓

In view of the same, there shall be interim direction to the 4th respondent – Tahsildar, to take steps in accordance with ROR Act for recording the name of the petitioner in the revenue records in respect of subject land in an extent of Acs.25.00 gts in Sy.No.49 and 57 of Adibatla (V) Ibrahimpatnam (M), Rangareddy District, in the light of the instructions of the 2nd respondent – District Collector vide Lr.No.C/109/2006 dated 11.06.2018, within a period of three months from the date of receipt of a copy of this order.

Sd/- CH.VENKATESHWAR
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Ranga Reddy District.
3. The Revenue Divisional Officer, Ibrahimpatnam (M), Ranga Reddy District.
4. The Tahasildar, Ibrahimpatnam (M), Ranga Reddy District (RR 1 to 4 by RPAD).
5. One CC to Mr. SRINIVASA RAO MADIRAJU, Advocate [OPUC].
6. Two CCs to GP FOR REVENUE (TG), High Court of Judicature at Hyderabad [OUT].
7. One spare copy.

HIGH COURT

ARRJ

DATED: 01/11/2018

ORDER

I.A.NO.1 OF 2018
IN
WP.No.38505 of 2018

DIRECTOR

