

HONOURABLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION No. 38791 OF 2013

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Date: 31.12.2013

Between :

Dr. Kondra Aruna @ Aruna Kumari
Atmakur town and mandal
SPS Nellore district

... Petitioner

and

Govt of A P
Rep by its Secretary,
R & B Buildings dept, Hyderabad & others

... Respondents

The Court made the following:

THE HON'BLE SRI JUSTICE P NAVEEN RAO

Writ Petition No.38791 of 2013

ORDER:

The petitioner claims to be the owner and possessor of land admeasuring Ac.0.45 cents in survey No.855/1 Atmakur Village and Mandal, Sri Potti Sriramulu Nellore District. She has also filed a copy of the pattadar pass book and title deeds issued in his favour. Her grievance is that the respondents are trying to dispossess him from the land, without following the procedure prescribed by law.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

Whenever the Government needs land for any public purpose, it is under obligation to take necessary steps, *vis-à-vis* the required extent of land. If it is held by private individuals, the proceedings under the Land Acquisition Act, 1894 (for short 'the Act'), are to be initiated. If, on the other hand, any person has occupied the Government land, she can be evicted from the same, by following the procedure prescribed under the Act. The petitioner asserts that she has not been issued any notice, much less any proceedings were initiated.

Hence, the writ petition is disposed of, directing the respondents not to dispossess the petitioner from Ac.0.45 cents in survey No.855/1 Atmakur Village and Mandal, Sri Potti Sriramulu Nellore District, except by initiating proceedings under the Act.

The miscellaneous petition filed in this writ petition shall also stand disposed of.

There shall be no order as to costs.

P.NAVEEN RAO,J.

Dated: 31.12.2013
TVK

HONOURABLE SRI JUSTICE P. NAVEEN RAO

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