

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA & THE STATE OF ANDHRA PRADESH

* * *

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No. 39002 of 2015

BETWEEN

Boya Akkamma

... PETITIONER

AND

The State of Andhra Pradesh, rep. by its Principal Secretary and others

...RESPONDENTS

Date of Order pronounced: 04.12.2015

-

-

ORDER:

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

2. Petitioner claims to be owner and possessor of various extents of lands in survey No.402/3 admeasuring Ac.245 cents, survey

No.402-2 admeasuring Ac.0-51 cents, Survey No.402-3B admeasuring Ac.5-85 cents, Survey No.402-2B admeasuring Ac.1-53 cents at Kundurpi Mandal, SRD of Kalyandurg,

Anantapur District. While petitioner claims that he is in peaceful possession and enjoyment of the aforesaid private lands, the third respondent issued the impugned notice dated 04.09.2015 directing the petitioner not to enter into his lands and suspended the pattadar passbooks. Questioning the said action as without jurisdiction, the present writ petition is filed.

3. Learned Government Pleader for Revenue has since received instructions submits that the legal heirs of the original occupiers are having disputes among them and they made representation before the Tahsildar for survey of the land and to fix the boundaries and as the other legal heirs have not cooperated, the Tahsildar issued the said notice, but the same was immediately cancelled. It is stated that though the Tahsildar issued the impugned notice, it is not in force and the third respondent will not interfere with the said patta land.

4. Since it is clearly mentioned that there shall be no interference by the third respondent with the patta land of the petitioner and the impugned notice is withdrawn, nothing further survives for consideration in this writ petition.

Writ petition is accordingly disposed of. As a sequel the miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

VILAS V. AFZULPURKAR, J

December 4, 2015

LMV