

THE HONOURABLE SRI JUSTICE A.V.SESHA SAI

WRIT PETITION No.15038 of 2015

ORDER

This writ petition is filed under Article 226 of the Constitution of India for the following relief;

“to issue an appropriate writ, order or direction, more particularly one in the nature of writ of mandamus, to declare the action of respondents 2 and 3 to dispossess the petitioners from the schedule lands in Sy.No.219 for an extent of Ac.2.87 cents out of Sc.5.00 cents at Ippili Village, Srikakulam Town and District, without issuing any prior notice and without following the procedure contemplated under the law, as being illegal, arbitrary, violative of Article 14, 19(8), 21 and 300 (A) of Constitution of India and consequently direct respondents 2 and 3 not to interfere in the peaceful possession and enjoyment of the petition schedule properties”.

2. Heard learned counsel for the petitioners and learned Government Pleader for Home for respondents.

3. Today, when the matter is taken up, written instructions furnished by the Sub-Inspector of Police, Srikakulam Rural Police Station, Srikakulam District, dated 28.05.2015, to the Office of the learned Government Pleader for Home have been placed on record by the learned Government Pleader. In the said instructions, it is stated that the allegation of the petitioners that on 22.05.2015, at the instigation of the political leaders and revenue authorities, the respondents-police are trying to interfere with their land and threatened them with dire consequences, is false. It is also stated that the respondents-police have not received any complaint from the petitioners herein. It is also stated that it seems that the land of the petitioners is under civil dispute and the respondents-police have nothing to do with it and the petitioners are unnecessarily involving the police in the civil litigation. It is also stated that if any complaint is received against the petitioners, the respondents-police would take action against them as per law.

4. On noticing the said instructions, it is represented by the learned counsel for the petitioners that the writ petition may be closed by recording the said instructions.

5. In view of the above, the Writ Petition is closed, by recording the instructions referred to supra. There shall be no order as to costs. Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

A.V.SESHA SAI

9th June, 2015

sj