

THE HON'BLE SRI JUSTICE VILAS V.AFZULPURKAR

WRIT PETITION No.27037 OF 2015

ORDER :

Heard.

The petitioners are widows. The petitioners stated that originally an extent of Ac.06.24 gts in Survey No.233/E, 351, 352/A, 353/A and 390/A situated at Mamunuru Village, Yerrupalem Mandal, Khammam District belongs to their father-in-law and after his death in the year 1982 all his sons mutually partitioned the said land and each brother including the husband of the petitioners were in possession of allotted lands respectively. The petitioners' father-in-law stated to have allotted Ac.01.32 guntas in Survey No.390/A to the husband of petitioners, whereas the 5th respondent was allotted Ac.01.20 guntas. Alleging that the revenue records have been changed by incorporating the name of the 5th respondent in respect of the land, which was allotted to their husband also, the petitioners filed a representation before the 4th respondent seeking correction of revenue records. It appears that the Tahsildar has issued notice to all the parties in file No.B/81/2015, dated 16.02.2015 for consideration of petitioners' representation. The petitioners allege that as no orders are being passed by the 4th respondent on their representations, and as they are advised to approach competent Court, the present writ petition is filed.

As seen from the notice issued by the Tahsildar dated 16.02.2015, it is clear that the Tahsildar has already taken up enquiry, but he has not yet passed any orders. As the matter is required to be considered after considering the objections of all other co-owners, keeping the said enquiry pending, if any further action is taken, such as issuance of pattedar passbooks to any one

of the co-owners, the same would unnecessarily lead to further litigation, and it is neither desirable nor appropriate, when the enquiry is pending relating to correction of entries in the revenue records with the Tahsildar himself.

Therefore, the writ petition is disposed of directing the 4th respondent to complete the enquiry and pass appropriate orders in pursuance of notice referred to above as expeditiously as possible and thereafter take appropriate action. There shall be no order as to costs.

Miscellaneous petitions pending in this writ petition, if any, shall stand closed.

VILAS V.AFZULPURKAR, J

25.08.2015
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THE HON'BLE SRI JUSTICE VILAS V.AFZULPURKAR

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