

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA & THE STATE OF ANDHRA PRADESH
(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JULY
TWO THOUSAND AND FIFTEEN
PRESENT

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No.20196 of 2015

BETWEEN

Arrisetty Ramesh Kumar and another.

... PETITIONERS

AND

The State of A.P., Rep. by its Principal Secretary, Registration and Stamps
(Revenue) Department, Secretariat, Hyderabad and others.

...RESPONDENTS

Counsel for the Petitioners: MR. REDDY VENKATA RAMANA

Counsel for the Respondents: GP FOR REVENUE (AP)

The Court made the following:

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ORDER:

Heard.

2. Petitioners question the action of the third respondent in refusing to receive and register the document presented by them with respect to their vacant residential site having tiled house situated in T.S.No.51/1, Assessment No.745, Pottavari Street, Gajapathinagaram Mandal, Vizianagaram District.

3. Learned Government Pleader has received instructions from the Sub-Registrar wherein it is stated that the aforesaid survey number is classified as Gramakantam and hence, the document presented by the petitioners was not accepted.

4. Similar issue was considered by this court in W.P.No.15645 of 2015 dated 05.06.2015. Operative portion whereof is as follows:

“Learned Government Pleader for Revenue has produced copy of G.O.Ms.No.187, dated 27.05.2015 wherein the Government of Andhra Pradesh had withdrawn the grama kantam lands from the purview of Section 22-A of the Registration Act to remove the hardship to the general public and it has also referred to the decision of this Court, dated 09.07.2012 in W.P.No.553 of 2012.

In view of that, therefore, even if the lands, in question, are grama kantam lands, there is no impediment for receiving and processing the documents by the 2nd respondent in respect of the said land. A reference is also made to the order of this Court in W.P.No.1339 of 2014, dated 06-03-2014.

In view of that, the writ petition is disposed of directing 2nd respondent to examine the aforesaid decision as well as the G.O., referred to above, and thereafter receive the documents presented by the petitioners as referred to above and process the same in accordance with law. No order as to costs.”

Following the same, this writ petition is also disposed of directing the third respondent to examine the aforesaid decision as well as the G.O., referred to above, and thereafter receive the document presented by the petitioner, as referred to above and process the same in accordance with law. As a sequel, the miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

July 13, 2015
DSK

VILAS V. AFZULPURKAR, J