

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

THURSDAY THE TWENTYSEVENTH DAY OF AUGUST
TWO THOUSAND AND FIFTEEN

PRESENT
HONOURABLE SRI JUSTICE A.V. SESA SAI

WRIT PETITION NO. 26826 OF 2015

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Between:

Badugu Ramanaiah ... Petitioner

V/s.

The State of Andhra Pradesh,
Rep. by its Prl. Secretary
Home Department,
Secretariat, Hyderabad & Ors. ... Respondents

Counsel for the Petitioner: Sri Patti Srinivasulu

Counsel for the Respondents: GP for Home [AP]

The Court made the following: [order follows]

HONOURABLE SRI JUSTICE A.V. SESA SAI

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WRIT PETITION NO. 26826 OF 2015

ORDER:

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

“To declare the Proceedings in Ref.No.MC.No.6 of 2015 dated 05/3/2015 initiated by the second respondent, in so far as the petitioner herein is concerned and further action of the third respondent and his police personnel in interfering with the petitioner’s peaceful possession and enjoyment over the land being an extent of 0-89 cents in survey no. 335/1 situated in Korapadu village fields, Pulivendula Mandal, YSR Kadapa district as illegal, arbitrary and in violation of Articles 14, 19 (1) (f), 21 and 300-A of the Constitution of India and also contrary to the Criminal Procedure Code and consequently to set aside the proceedings dated 05/3/2015 against the petitioner and to pass such other suitable orders as this court may deems fit and proper in the circumstances of the case.”

2. When the matter is called, a letter bearing Ref.No.A/182/2015, dated 26/082015 addressed to the Government Pleader for Revenue, High Court of Judicature at Hyderabad, has been placed on record by the learned Government Pleader.

3. To the extent of relevancy for the present case, the said

letter reads as under:

As the possession/usage of the scheduled property is already decided in the interim orders of the Hon'ble courts and interim injunction orders were issued in favour of the petitioner and respondent in different courts and the matter is under consideration before the Hon'ble civil courts for adjudication of the matter, there is no need for interference of matter by the court of Mandal Executive Magistrate and therefore, the further action in this matter is dropped in the court of Mandal Executive Magistrate and Tahsildar, Pulivendula vide MC. No.6 of 2015.

4. It is clear from the above letter that the Mandal Executive Magistrate dropped further proceedings in MC.No. 6 of 2015. In view of the above, no further orders are required to be passed in this writ petition.

5. The writ petition is accordingly closed. No costs.

6. As a sequel, miscellaneous petitions if any, pending in this writ petition shall stand closed.

JUSTICE A.V.SESHA SAI

27/08/2015

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HONOURABLE SRI JUSTICE A.V. SESHA SAI

