

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No.24812 of 2015

ORDER:

The grievance of the petitioners was that the Station House Officer, Devarapalli Police Station, Visakhapatnam District, did not register a crime based on their complaint against respondents 4 to 6 and on the other hand, the said Station House Officer and the Tahsildar, Devarapalli Mandal, Visakhapatnam District, were involving themselves in the civil disputes pending between them and the unofficial respondents and trying to dispossess them from the subject land.

The Tahsildar, Devarapalli Mandal, Visakhapatnam District, furnished written instructions dated 08.08.2015 to the office of the learned Government Pleader for Revenue stating that as per the revenue records, Sy.No.820/2 comprised Ac.18.23 cents and was classified as zirayathi land. An extent of Ac.9.00 in this survey number was stated to belong to Sri G. Parvathi through whom the petitioners claim rights. The Tahsildar stated that a pattadar passbook was also issued to the owner and mutation was also carried out in her favour in the revenue records. He asserted that there was no intervention by himself or his staff with the possession and enjoyment over this extent of land. He denied the allegation that he had ever entered into the said land and stated that he was in no way connected with this private land. He further denied that any complaint was ever made to his office by the petitioners in connection with the said land.

The Sub-Inspector of Police, Devarapalli Police Station, Visakhapatnam District, furnished written instructions dated 21.08.2015 to the office of the learned Government Pleader for Home, wherein he stated that the first petitioner lodged a complaint against the fourth respondent alleging that he had brought the Revenue Inspector and Village Revenue Officer along with a Police Constable to the subject land and threatened him with dire consequences if he

failed to vacate the said land. Upon this complaint, the police authorities made a GD entry but found that no cognizable offence was made out for interference by the police authorities. The Sub-Inspector stated that the petitioners were advised to approach the concerned court for redressal of their grievance as the matter was purely civil in nature.

In the light of the afore-stated stands put forth by the police and the revenue authorities, it is clear that they are not interfering with the possession of the petitioners over the subject land as there is no dispute with regard to the nature of the said land. It is for the petitioners to settle their disputes with the unofficial respondents in accordance with law by approaching the appropriate forum.

The writ petition is accordingly closed taking on record the stand put forth by the authorities as afore-stated.

Pending miscellaneous petitions, if any, shall also stand closed. No order as to costs.

JUSTICE SANJAY KUMAR

24th August, 2015
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