

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

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W.P.No. 26167 of 2015

Between:

Muppaneni Ravikumar

... Petitioner

and

The State of Andhra Pradesh and others

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... Respondent/s

DATE OF JUDGMENT PRONOUNCED: 24.8.2015

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

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| 1 | <u>Whether Reporters of Local newspapers may be allowed to see the Judgments?</u> | <u>No</u> |
| - | | |
| 2 | <u>Whether the copies of judgment may be marked to Law Reports/Journals</u> | <u>No</u> |
| - | | |
| 3 | <u>Whether Their Ladyship/Lordship wish to see the fair copy of the Judgment?</u> | <u>No</u> |

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THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

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W.P. NO. 26167 of 2015

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ORDER:

Heard learned counsel for the parties.

The petitioner states that he is an ex-service man and was assigned land to an extent of Ac.5.52 cents in Sy.No. 412/1 situated at Kondapavuluru village, Gannavaram Mandal, Krishna district. The petitioner has also filed copies of various documents by stating that the said land was allotted to him on payment of market value and there are several documents which confirmed the allotment in his favour and he claims to be in possession and enjoyment of the said land for a period of ten years. Apprehending that the respondents are trying to take possession of the petitioner's land without any notice and without issuing any land acquisition proceedings, the present writ petition is filed.

Learned Government Pleader for Revenue appearing for the respondents, on instructions, submits that the patta relied upon by the petitioner does not show

any file number and date of its issue and the available records do not confirm the grant of patta to the petitioner, hence it is denied that the petitioner was given any patta as claimed by him. He also further submits that if the land is required for any public purpose, the respondents would follow the procedure laid down under law in taking the land from the assignee after duly verifying the office records.

Since the only grievance of the petitioner is that the respondents are trying to unlawfully dispossess him from the land and as the learned Government Pleader for Revenue submitted that the respondents would follow the due process of law if any action is warranted against the petitioner, the same having been recorded, the writ petition is disposed of directing the respondent No.4 not to dispossess the petitioner from the aforesaid land. This will not preclude the respondent No.4 from initiating any action against the petitioner by issuing notice and giving him an opportunity of submitting his explanation and then the respondent No.4 may pass appropriate orders in accordance with law. Miscellaneous applications, if any, shall stand closed. No order as to costs.

VILAS V. AFZULPURKAR, J

Dt.24.8.2015
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