

HON'BLE SRI JUSTICE S.V. BHATT

W.P.No.33792 of 2011

ORDER:

Heard learned counsel for the petitioner, standing counsel and Government Pleader for Land Acquisition.

The petitioner prays for Mandamus declaring the action of respondents in trying to encroach and dispossess the petitioner from his land in an extent of 153 square yards in Plot No.9 in Sy.No.7 of Annojiguda Village, Pocharam Grampanchayat, Ghatkesar Mandal, Ranga Reddy District as illegal and unconstitutional.

The cause of action for filing the writ petition is referred to an incident dated 14.12.2011. According to petitioner, the Officers of 2nd and 3rd respondents visited the subject matter of writ petition, earmarked the portion of land required for road widening and the apprehension voiced is, the respondents without recourse to law are depriving proprietary right of petitioner and are also dispossessing him.

The 3rd respondent filed reply and contends that the cause of action in the writ petition firstly is not there and secondly, in view of subsequent developments, the prayer in the writ petition has become infructuous.

It is the case of 3rd respondent that notification was issued on 15.06.2012 under Section 3A of the National Highways Act, 1956. The procedure initiated through instant notification resulted in payment of compensation to petitioner on 03.07.2014. The stand of 3rd respondent is taken on file and the writ petition is dismissed as infructuous. No order as to costs.

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

S.V. BHATT, J

Date: 10.02.2015

KLP