

HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No.42788 OF 2016

ORDER:

This Writ Petition, under Article 226 of the Constitution of India, is filed by the petitioner seeking to declare the inaction of the 3rd respondent in disposing the Revision Case No.A2/106593/2016, as illegal and arbitrary.

Heard the learned counsel for the petitioner as well as the learned Assistant Government Pleader for Revenue for respondent Nos.1 to 4. With their consent, the writ petition is disposed of at the stage of admission itself. There is no necessity to put respondent No.5 on notice since this Court is not venturing to adjudicate the case on merits.

Though various grounds are raised in the writ petition, at the time of arguments, learned counsel for the petitioner restricts her prayer seeking a direction to the 3rd respondent, who is the Revisional Authority under A.P. Rights in Land and Pattadar Pass Book Act, 1971 (for short 'the Act'), to dispose of the revision filed by the petitioner.

Learned AGP would submit that the very appeal itself is not maintainable in view of the ratio laid down by this Court in ***Ratnamma v. The Revenue Divisional Officer, Dharmavaram, Ananthapur District and others***¹.

¹ 2015 (6) ALD 609

Having considered the rival submissions made, without expressing any opinion on merits of the case, the Writ Petition is disposed of directing the 3rd respondent to dispose of the Revision Case No.A2/106593/2016 filed by the petitioner against the action of the 4th respondent in issuing pattadar pass book and title deed in favour of respondent No.5 herein, in accordance with law, after hearing the petitioner and other aggrieved persons, if any including the 5th respondent herein, within a period of 8-10 weeks from the date of receipt of a copy of this order.

Miscellaneous petitions pending in this writ petition, if any, shall stand closed. No order as to costs.

Date: 08.12.2016
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C. PRAVEEN KUMAR, J

