

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No. 39062 of 2015

ORDER:

The prayer of the petitioners in this case is as under:

“For the reasons stated in the accompanying affidavit the petitioner herein prays that this Hon'ble Court may be pleased to issue an order/direction or any appropriate writ more particularly one in the nature of Writ of Mandamus declaring the action of

3rd respondent in calling the petitioners to his office and pressurizing them to settle the civil dispute with respondent No.4 and failing to obey his words to implicate the petitioners in false cases as illegal, unjust, in violation of Article 21 of the Constitution of India and consequently direct the 3rd respondent herein not to harass the petitioners to settle the civil dispute with respondent No.4 and not to interfere with the personal life and liberty of the petitioners and pass such other order/s as this Hon'ble Court may deem fit and proper in the circumstances of the case.”

2. The Assistant Commissioner of Police, Hanamkonda, Warangal City, filled a counter affidavit stating that pursuant to the letter dated 16.07.2015 received from the A.P.State Commission for Scheduled Castes and Scheduled Tribes, Hyderabad, he was directed by the Additional DCP, Warangal City, to enquire into the matter and submit a report for onward transmission to the Commission. According to the Assistant Commissioner, pursuant to the aforestated directions, he caused an enquiry into the subject issue. He further stated that the Tahsildar, Hanamkonda, was required to depute a Surveyor for surveying the lands but as the petitioners failed to cooperate, action could not be taken in that regard.

3. The sum and substance of the aforestated counter affidavit is that interference by the police authorities in the matter was solely due to the instructions of the A.P. State Commission for Scheduled Castes and Scheduled Tribes, Hyderabad.

4. Sri Jithender Rao Veeramalla, learned counsel for the petitioners, however informed this Court that aggrieved by the interference in the matter by the Commission, the first petitioner filed W.P.No.41817 of 2015 before this Court and by order dated 23.12.2015 passed therein, this Court stayed the

proposed survey notice and all further proceedings pursuant thereto.

5. In the light of the aforestated development, the very basis for interference in the matter by the police authorities stands suspended owing to the order passed by this Court in the other writ petition.

The respondent police authorities shall therefore not take any further steps in the matter and shall act in accordance with the interim order granted by this Court in W.P.No.41817 of 2015.

The Writ Petition is accordingly disposed of. Pending miscellaneous petitions, if any, shall also stand closed in the light of this final order. No order as to costs.

JUSTICE SANJAY KUMAR

February 10, 2016
Lmv