

THE HON'BLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION No.41928 OF 2016

DATED : 13.12.2016

Between :

Sri Somayajula Mallikarjuna Sharma,
S/o.Late Venkata Narsaiah,
Aged about 44 yrs, R/o.H.No.9/135-A, 9th Ward,
Markapur, Prakasam District, A.P.

.. Petitioner

And

The State of A.P.,
Rep., by its Principal Secretary,
Municipal Administration & Urban Development Department,
Secretariat, Velagapudi,
Amaravathi, Guntur District & others

.. Respondents



This court made the following :

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ORDER :

Petitioner claims that the land was endowed to his family on account of services rendered by his family to Lord Sri Lakshmi Chennakesava Swamy and the temple is located in Markapur. Some people have encroached into the said land, constructed temporary sheds and living there. In spite of several complaints made to the 3rd respondent to take action against the illegal encroachments and illegal constructions, no action is taken compelling the petitioner to institute this writ petition.

2. Heard learned counsel for the petitioner and learned Standing counsel for the 3rd respondent.

3. Learned Standing counsel, on instructions, would submit that long back, these huts were constructed. In order to ascertain true status of the ownership of property, notices were issued to petitioner as well as the Tahsildar, Markapur and Executive Officer, Endowment of Markapur, to furnish relevant documents and to take further action. Notices were issued on 25.11.2016 and the matter is under active consideration of the Commissioner, and requests two months time to complete the exercise.

4. As evident from the letter dated 25.11.2016 it is addressed to the Executive Officer (Endowments), a copy of which is also marked to the petitioner, and that the process is set in motion on the basis of the complaint given by the petitioner.

5. Having regard to the above, the Writ Petition is disposed of, directing the petitioner to cooperate with the respondents and to furnish all the information and documents as available with him to enable the Commissioner to conduct fair and proper enquiry and to furnish suitable reply to the petitioner. If necessary, the Commissioner is also directed to cause notice on those persons who are alleged to be in occupation of the subject property and who have made constructions, without obtaining permission and after affording due opportunity, appropriate orders be passed, as expeditiously as possible, preferably within a period of two (2) months from the date of receipt of copy of this order. There shall be no order as to costs.

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

13th December, 2016
Rds

P.NAVEEN RAO,J

