

HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

WRIT PETITION No.29278 OF 2016

ORDER:

The case of the petitioner is he is the owner and possessor of the land to an extent of Ac.0.60 cents in D.No.193/A, Undavalli Village, Tadepalli Mandal, Guntur District, acquired through registered will dated 28.05.1975. Out of the said land the 1st respondent acquired an extent of Ac.0.14 cents, as such the petitioner remained in possession and enjoyment of Ac.0.46 cents. But, the 5th respondent while issuing pattadar pass books and title deeds, recorded an extent of Ac.0.36 cents in the records and consequently the same is recorded in the **adangals** also. The petitioner approached the 5th respondent for rectification of the extent by adding 0.10 cents in Survey No.193/A2A. While so, the petitioner voluntarily surrendered the subject land to the 3rd respondent-CRDA under Land Pooling Scheme and the 3rd respondent after taking possession of the entire land i.e. 0.46 cents is paying annuity only to an extent of Ac.0.36 cents since in the revenue records the extent of the land possessed by the petitioner is recorded as Ac.0.36 cents. Aggrieved by the same, the petitioner made a claim dated 26.02.2015 before the 3rd

respondent. In pursuance of the claim made by the petitioner, the 3rd respondent requested the 5th respondent to verify the reasons for variation in the records and take necessary action to settle the claim of the petitioner. There after the 5th respondent directed the mandal surveyor to measure the land and in pursuance of the same the Mandal Surveyor measured the subject land in survey No.193 of Undavalli Village and found that actual extent of Ac.1.56 cents is in survey No.193/A2A whereas, in the records it is shown as Ac.1.35 cents. Therefore, he sent proposal to the 5th respondent for rectification of the records. In pursuance of the same, the 5th respondent requested the Deputy Director of Survey and Land Records, Guntur to rectify the records since there is difference in the records regarding the subject land belonging to the petitioner. The 4th respondent also through his proceedings dated 21.05.2016 addressed the 2nd respondent requesting to take necessary action for finalizing the petitioner's grievance and intimate him for payment of annuity to the petitioner. Since no action is being taken by the respondent authorities, present writ petition is filed.

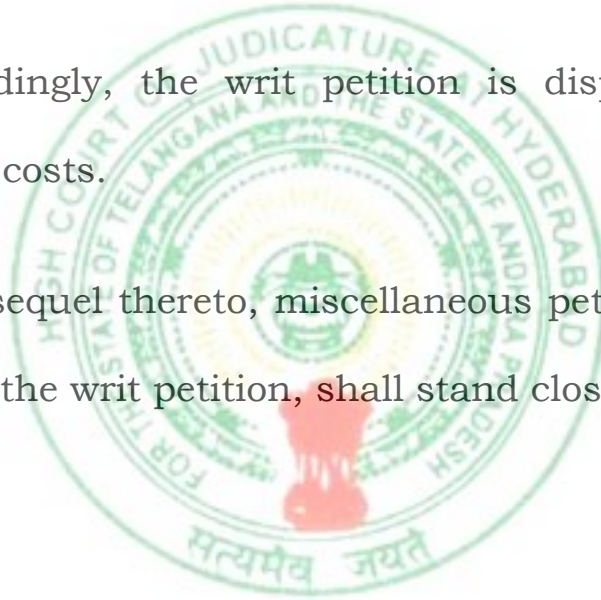
Heard learned counsel for the petitioner.

Heard learned Assistant Government Pleader for respondents 1, 2 and 5 and Sri D.Ramesh, learned Standing Counsel appearing for respondents 3 and 4.

Since action is initiated on the representation of the petitioner, it is for the 5th respondent to take further action in the matter and intimate the same to the 4th respondent. Basing on the same, the 4th respondent is to take appropriate action in accordance with law.

Accordingly, the writ petition is disposed of. No order as to costs.

As a sequel thereto, miscellaneous petitions, if any, pending in the writ petition, shall stand closed.



A.RAJASHEKER REDDY, J

30.08.2016
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