

HONOURABLE SRI JUSTICE A.RAJASHEKER REDDY

W.P.No.11535 OF 2016

ORDER :

The case of the petitioner is that originally property admeasuring an extent of Ac.5-00 in Sy.No.3/2 of Mangadu Revenue Village, Nagari Mandal, Chittoor District, belong to Government and it was assigned to petitioner's vendor under ex-Serviceman quota vide DKT No.393/4/1387, dated 30-11-1977 with a condition not to alienate the land for a period of 10 years from the date of assignment. That after the stipulated period of 10 years, the petitioner's vendor sold the land to the petitioner after obtaining NOC from the 4th respondent-Tahsildar, Nagari.

2. The grievance of the petitioner is that when he intend to sell the said land and sought the market value particulars from the 5th respondent-Sub-Registrar, Nagari, the same is refused on the ground that the land is included in the list of Government lands and insisting to obtain fresh NOC from the 4th respondent to receive and process the document for registration. Hence, this writ petition.

3. Heard learned counsel for the petitioner and the learned Assistant Government for Revenue for the respondents.

4. Learned counsel for the petitioner submits that the Government in suppression of the earlier GOs on the subject matter issued GO Ms.No.279, dated 04-07-2016 dispensing with the grant of NOC in respect to assignment lands assigned to ex-servicemen and freedom fighters, where ten years period has elapsed from the date of assignment. In the light of this GO, after a period of ten years from the date of assignment, there is no

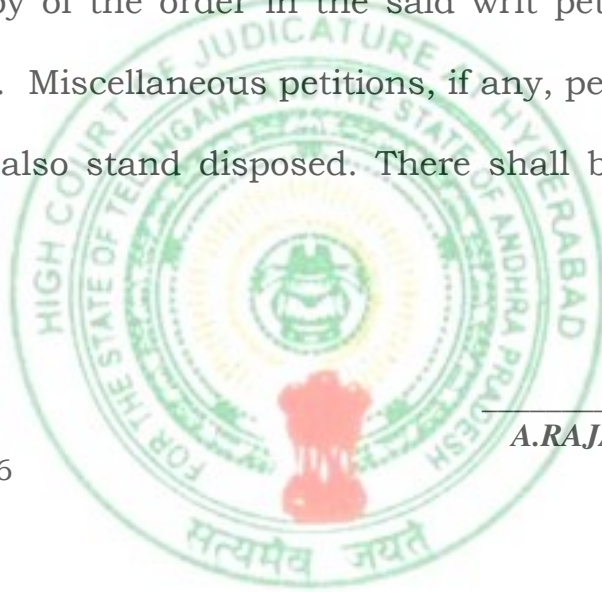
necessity to obtain NOC from the revenue authorities to alienate the assigned lands assigned to ex-servicemen and freedom fighters.

5. Learned counsel for the petitioner further also submits that this Court in WP No.23523 of 2016 considering similar fact situation issued directions to receive the document presented for registration and process the same, if it is otherwise in order. This submission of the learned counsel for the petitioner is not disputed by learned Assistant Government for Revenue.

6. In the circumstances, the writ petition is disposed of in terms of and for the reasons stated in the order passed in WP No.23523 of 2016. A copy of the order in the said writ petition be annexed with this order. Miscellaneous petitions, if any, pending in this writ petition, shall also stand disposed. There shall be no order as to costs.

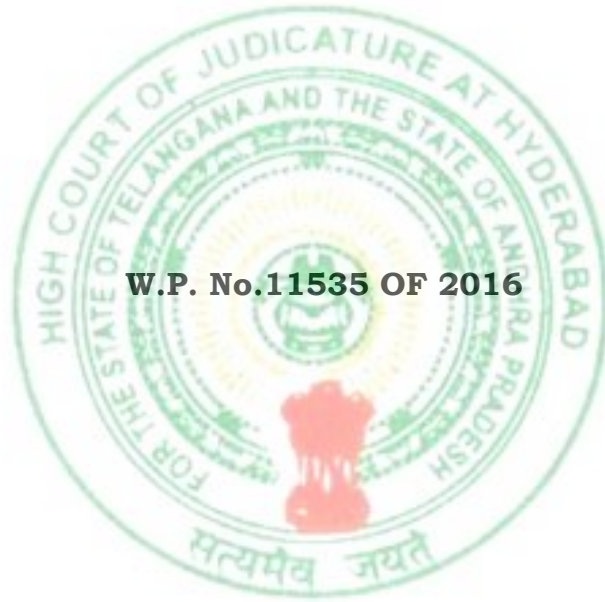
Dated: 01.09.2016
NRG

A.RAJASHEKER REDDY, J



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Date: 01-09-2016

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