

HON' BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No. 43350 of 2016

ORDER:

1) Heard learned counsel for the petitioner and Government Pleader for Revenue. With the consent of both the parties, the main writ petition is being taken up for disposal at the admission stage itself.

2) The present writ petition came to be filed with the following prayer:

“(a) to declare G.O.Ms.No.307, dated 06.06.2013, issued by Revenue (Assignment-I) Department, has become redundant and in-operative in view of the directions given in the full bench judgment rendered in *Vinjamuri Rajagopala Chary v. State of A.P., and others*¹ based on which the order of the Division Bench in W.A.No.352 of 2013 and batch is also disposed of.

(b) to declare the action of the fifth respondent to produce No Objection Certificates from the revenue department for processing the layout application of the writ petitioners to an extent of Ac.10.00 in Sy.Nos.276/ 2, 276/ 2/ B, 276/ 2/ C and 276/ 2/ D of Kondapur Village, Ghatkesar Mandal, Medchal District, as illegal, arbitrary, unjust and high handed;

(c) to direct the sixth respondent to delete/rectify and correct his 22-A notification No.B/ 432/ 2012, dated 03.2012 insofar as the petitioner's land to an extent of Ac.10.00 in Sy.Nos.276/ 2, 276/ 2/ B, 276/ 2/ C and 276/ 2/ D of Kondapur Village, Ghatkesar Mandal, Medchal District.”

¹ 2016 (2) ALD 236 (FB)

3) Though various grounds are raised in the writ petition, learned counsel for the petitioners submits that an appeal before the C.C.L.A. is pending and the same may be directed to be disposed of at the earliest. Insofar as the property enlisted in the prohibited list is concerned, he submits that the petitioners may be permitted to file an application before the Committee constituted pursuant to the Full Bench Judgment of this Court in *Vinjamuri Rajagopala Chary v. State of A.P., and others (1 supra)*, for deletion of the property from the prohibitory list, in which event, the same may be directed to be considered.

4) Learned Government Pleader would submit that he has no objection for the same.

5) Having regard to the above, the writ petition is disposed of directing the petitioners to make an application before the Committee constituted pursuant to the Full Bench Judgment of this Court, within a period of three (03) weeks, in which event the same shall be dealt with in accordance with law, within a period of four to six weeks thereafter, after hearing the petitioners and the aggrieved persons, if any. Insofar as the appeal is concerned, the C.C.L.A. is directed to dispose of the appeal, filed by the petitioners, if the same is still pending, in accordance with law, as early as possible, preferably, within a period of three (03) months from the date of receipt of a copy of the orders.

6) Consequently, miscellaneous petitions, if any, pending in this Writ Petition shall stand closed. There shall be no order as to costs.

JUSTICE C. PRAVEEN KUMAR

29.12.2016
gkv

