

THE HON'BLE THE ACTING CHIEF JUSTICE RAMESH RANGANATHAN

AND

THE HON'BLE SRI JUSTICE U.DURGA PRASAD RAO

WRIT APPEAL NO.849 OF 2016

JUDGMENT: {Per the Hon'ble the Acting Chief Justice Ramesh Ranganathan}

This appeal, under Clause 15 of the Letter Patents Act, is preferred against the order passed in WPMP.No.29890 of 2016 in WP.No.24252 of 2016 dated 18.08.2016 whereby the learned Single Judge, after noting the submission of the learned Government Pleader for Revenue, that no land was available for allotment to the petitioner, and the petitioner was working in the Hindi Film Industry, held that, in view thereof, no interlocutory order could be granted.

Sri Nazir Ahmed Khan, learned counsel for the appellant, would submit that, on the appellant's representation, the District Collector had recommended their case for allotment of a plot to the Special Chief Secretary; and it would suffice if the Special Chief Secretary were to be directed to examine the recommendations of the District Collector, in his letter dated 20.03.2015, in accordance with law.

No provision of law which confers any right on the appellant herein to claim that he should be allotted a plot of land has been brought to our notice. In our opinion these are all matters which can be examined only during the hearing of the Writ Petition after counter-affidavits are filed by the respondent, and the learned Single Judge has rightly refused to interfere at the interlocutory stage.

This Writ Appeal, as filed under Clause 15 of the Letters Patent, is wholly misconceived and is, accordingly, dismissed. There shall be no order as to costs. Miscellaneous petitions, if any, pending shall stand dismissed.

(RAMESH RANGANATHAN, ACJ)

(U.DURGA PRASAD RAO, J)

15th September 2016
RRB

