

THE HON'BLE SRI JUSTICE S.V.BHATT

WRIT PETITION No.42208 of 2016

ORDER:

Heard Si Rajareddy Koneti for petitioner and Assistant Government Pleader (Land Acquisition) for respondents 2 and 3.

The petitioner prays for Mandamus declaring Notification Ref.No.C1/201/2016 dated 19-07-2016 and Declaration Lr.No.C1/349/2016 dated 26-09-2016 of 2nd respondent notifying to acquire an extent of Ac.1-43 cents and Ac.0-14 cents respectively in Sy.Nos.53/3B and 53/3D of Dharmajigudem Revenue Village, Lingapalem Mandal, West Godavari District, without considering the objections dated 15-09-2016 and 31-10-2016, as illegal, arbitrary and contrary to Act 30 of 2013.

At request of respondents, the writ petition was adjourned from 05-12-2016 to today.

The Assistant Government Pleader, places on record, the counter affidavit of 3rd respondent and also the consideration of objection raised by petitioner and how the apprehension of the petitioner is sought to be addressed.

Si V.R.Reddy Kovurri requests the Court to place on record the consideration of petitioner's objection and assurance of respondents and dispose of the writ petition.

The relevant portion of the proceedings dated 29-09-2016 filed along with the counter affidavit reads thus:-

7. Representation of Sri Sri Agro Tech Industry: Stated that the acquisition of their land in R.S.No.53/ 3 for an extent of Ac.1.56 cts., is going through the pathway of land passing to the Factory. Due to passing of the canal through the pathway to the Factory no alternation way to go to the Factory and requested to construct a culvert on the canal to provide path way to the Factory do not obstructed.	Objection petition was after conducting enquiry that the representation was forwarded to the E.E, P.I.P.R.M.C., Division-IV, Euru has reported that the canal water float is not passing through the pathway to the Factory. The pathway of the factory is passing through the clay compound when the digging of the canal. Due to digging of canal the clay compound should be displaced to another place no obstruction done to the pathway, the passage of the factory is as usual. No, change is taken place for the pathway passing to the factory. The Irrigation Engineer is committed to take proper care at the time of digging canal. The petitioner is also directed to approach the Irrigation Department at the time of digging canal the problem is solved.
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By placing the above statement on record, the writ petition is disposed of accordingly. No order as to costs.

Miscellaneous petitions, if any, pending, shall stand closed.

Dt: 20-12-2016
Prv

S. V. BHATT, J

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Prv

