

HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No. 17353 OF 2012

ORDER:

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Heard learned counsel for the petitioner and learned Government Pleader for Revenue. With the consent of both parties, the present Writ Petition is disposed of at the admission stage itself.

The present Writ Petition is filed to declare the inaction of the first respondent in disposing of the representation made by the petitioner on 06.07.2011 which was received by the first respondent on 08.07.2011 as illegal and arbitrary.

The averments made in the affidavit filed in support of the Writ Petition would show that the petitioner is an agriculturist, possessing land admeasuring Acs.4.35 cents in Survey No.191 of Rajugari Beedu of Payakarapeta Village. It is stated that on the northern side of the said land there is Government road and towards the north side of it in Survey Nos.175 and 176, one Vadapalli Krishnam Raju and his brothers own land admeasuring Acs.6.45 cents, wherein, they made a panchayat layout and sold away the plots in the said layout. In the said process, they enclosed Government land towards south in Survey Nos.162, 180 and 191 leading from burial ground of Payakaraopeta to Pethanandi lake. It is further stated that the panchayat officials sanctioned the layout enclosing the Government road illegally and the same was published in newspaper. Subsequently, when the petitioner complained about the same to the Tahsildar, he got the lands surveyed and fixed boundaries by erecting stones demarcating the road on northern side of the land of the petitioner. It is stated that a month thereafter, the said Krishnam Raju colluding with the panchayat officials removed the boundary stones. When the said act was questioned by the petitioners, they were alleged to have given evasive replies. The said road is said to be in unauthorized occupation of the private persons obstructing public road. The petitioner is said to have made several representations seeking action, but the same in vain. Subsequently, on 05.07.2011, the petitioner made a representation to the respondents for immediate and appropriate action and he also approached the second and third respondents several times after the service of the representation dated 05.07.2011, but nothing happened. Hence, the present Writ Petition.

The only grievance urged by the petitioner is the inaction of the respondents in not considering representation dated 05.07.2011. Learned Government Pleader submits that the same may be directed to the disposed of, if the same is still pending consideration, in accordance with law.

Without going into merits of the case and having regard to the above said circumstances, the Writ Petition is disposed of directing the first respondent to dispose of the representation dated 05.07.2011 made by the petitioner, within a period of twelve weeks from the date of receipt of a copy of this order, in accordance with law. No costs.

Consequently, the Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed.

JUSTICE C. PRAVEEN KUMAR

07.01.2016
vnb