

HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No.40755 OF 2016

ORDER:

This Writ Petition, under Article 226 of the Constitution of India, is filed by the petitioner seeking to direct the official respondents herein to dispose of the appeal filed by the petitioner on 06.02.2016 in case No.D/334/2016 before the Revenue Divisional Officer.

Heard the learned counsel for the petitioner as well as the learned Assistant Government Pleader for Revenue for respondents 1 to 4. With their consent, the writ petition is disposed of at the stage of admission itself. There is no necessity to put respondents 5 and 6 on notice, since this Court is not venturing to adjudicate the case on merits.

The limited grievance of the petitioner in this writ petition is that though he filed an appeal on 06.02.2016 vide Case No.D/334/2016 before the 3rd respondent-Revenue Divisional Officer challenging the inaction of the 4th respondent-Tahasildar in canceling the patta granted in favour of R.5 in respect of joint family property admeasuring Ac.0.38 guntas in survey No.138 situated at Ervachintal Village, Khanapur Mandal, Adilabad District, till date no orders are passed thereon.

Learned AGP would submit that since the appeal is filed in the month of February, 2016, a suitable direction may be given to the 3rd respondent to dispose of the appeal, if the same is still pending consideration, in accordance with law.

Having considered the rival submissions made, the writ petition is disposed of directing the 3rd respondent-Revenue Divisional Officer to dispose of the appeal filed by the petitioner on 06.02.2016 vide Case No.D/334/2016, in accordance with law, after hearing the petitioner and other aggrieved persons, if any including respondents 5 and 6, as early as possible, preferably within a period of three months from the date of receipt of a copy of this order.

Miscellaneous petitions pending in this writ petition, if any, shall stand closed. No order as to costs.

Date: 25.11.2016
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C. PRAVEEN KUMAR, J

