

THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

WP No.17477 of 2016

ORDER:

The case of the petitioner is that she is in possession of land in an extent of 70 square yards in Sy.No.86 of Gajuwaka, Vishakapatnam, which is a Government land. That petitioner being in possession of the land for the last several years, made application to respondents 2 and 3 for regularization in terms of GO Ms.No.296, dated 12-08-2015, wherein a scheme is evolved to regularize the encroachments of Government lands below 100 square yards recognizing them as dwelling units in urban area. The petitioner claims that she has been in possession of the land for the last several years by constructing a house therein, but the respondents without considering the application made for regularization of the land are trying to demolish the house constructed thereon. Hence, this writ petition.

2. Heard learned counsel for the petitioner and the learned Asst. Government Pleader for Revenue.

3. Learned Assistant Government Pleader for Revenue on the basis of parawise remarks received in the matter submitted that the Government issued GO Ms.No.296, dated 12-08-2015 for regularization of unobjectionable encroachments of Government lands by way of dwelling units in urban area and fixed a cut off date for making applications by the residents of such dwelling units as on 01-01-

2014. It is stated that petitioner taking advantage of the said GO, is trying to grab the Government land after the cut off date and filed application for regularization in the terms of GO Ms.No.296, dated 12-08-2015. That on enquiry it was found that the claim of the petitioner for regularization is not covered by the guidelines issued in GO Ms.No.296, dated 12-08-2015. That orders on the application of the petitioner are yet to be passed after receipt of instructions from the District Collector, Vishakapatnam.

4. In the circumstances, without expressing any opinion on the merits of the case, inasmuch as the application of the petitioner seeking regularization of the land in question is pending, the same be disposed of, in accordance with law, after taking above facts into account.

5. With the above directions, the writ petition is disposed of. As a sequel thereto, miscellaneous petitions, if any, pending in this writ petition shall also stand disposed of. There shall be no order as to costs.

A. RAJASHEKER REDDY, J

Dated: 31-08-2016
NRG

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