

HON' BLE SRI JUSTICE SURESH KUMAR KAIT

W.P. No. 34411 of 2016

DATE: 13.10.2016

Between:

Maddipati Rathnakumari

.. Petitioner

And

The State of Andhra Pradesh  
and three others

.. Respondents



**ORDER:-**

This writ petition is filed for the following substantive relief:

“...to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of respondent Nos.2 to 4 in threatening to dispossess the petitioner from her land in an extent of Ac.0.17 cents in R.S.No.532/ 4C of Lakkavaram village, Jangareddygudem Mandal in pursuance of the proceedings in RC No. 44/ 2015 (SDT), dated 12.11.2015 under the provisions of Section 15(2) and Rule 21 of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (for brevity “the Act”), as illegal, arbitrary and in violation of Articles 14, 21 and 300-A of the Indian Constitution and consequently direct respondent Nos.2 to 4 to strictly follow the procedure contemplated under the provisions of the Act and the Rules framed thereunder with regard to the petitioner’s land.”

The learned counsel for the petitioner has submitted that earlier the petitioner made a representation to the respondents for the relief sought for in the writ petition, however the same has not been considered so far.

The learned Government Pleader for Revenue appearing for the respondents, on instructions, has submitted that no such representation as claimed by the petitioner has been received by the respondents, however if fresh representation is made, the same will be considered by the respondents within the time that may be stipulated by this Court.

Keeping in view the averments made in the writ affidavit and the submissions of the learned counsel for both

the parties, this Court is inclined to dispose of the writ petition by granting liberty to the petitioner to make a fresh representation to the respondents for redressal of her grievance within a period of two weeks from today. On receipt of such representation, the respondents shall consider the same and pass appropriate orders thereon, in accordance with law, within a period of four weeks and communicate decision that may be taken on the representation, in writing, to the petitioner within one week thereafter. Till such time, the petitioner shall not be dispossessed from her land.

With the above direction, the writ petition is disposed of. No order as to costs.

As a sequel, Miscellaneous Petitions, if any pending, shall stand disposed of as infructuous.



SURESH KUMAR KAIT, J

13.10.2016

bcj