

THE HON'BLE SRI JUSTICE C.PRAVEEN KUMAR

WRIT PETITION No. 34412 of 2016

ORDER:

Heard learned counsel for the petitioners and learned Government Pleaders for Revenue and Forests.

2. With the consent of both the parties, the Writ Petition is disposed of at the admission stage.

3. The present Writ Petition came to be filed seeking issuance of writ of mandamus declaring the inaction of respondent Nos.1 to 4 in continuing Forest Department name in revenue records in respect of land admeasuring Acs.2.38 cents in Survey No.104/1B, Ac.1.45 cents in Survey No.81/2, Ac.0.66 cents in Survey No.104/AA situated at Madakasira Village Polam, Madakasira Mandal, Anantapuramu District, as illegal and arbitrary.

4. The averments in the affidavit filed in support of the petition would show that the petitioners claim themselves to be the owners of the property, who acquired the same on the demise of their father. It is alleged that they have approached the authorities requesting them to incorporate their names in revenue records and delete the name of the Forest Department. The petitioners placed on record a judgment of this Court passed in W.P.1506 of 1996 in support of their claim. The inaction of the respondents lead to filing of this petition.

5. Though learned counsel for the petitioners tried to show the inaction of the respondents in incorporating the name of the

petitioners in revenue records, the learned Government Pleaders submits that no material has been placed before the Court to show that the petitioners have approached the authorities seeking rectification or registering the names of the petitioners in revenue records.

6. As seen from the record, no material has been placed before the Court to show that the petitioners have made any effort to get their names registered in the records. Infact, the averments in the affidavit filed in support of the petition are silent as to when they have approached the authorities and also the manner in which they sought for rectification.

7. Having regard to the above circumstances, the writ petition is disposed of directing the petitioners to make a written application within a period of three weeks from today, seeking rectification/registration of their names in the revenue records as required under the rules, in which event, the authorities shall consider the same and pass appropriate orders after hearing the petitioners and the aggrieved persons, if any, within a period of six weeks thereafter, in accordance with law.

8. Miscellaneous petitions, pending if any, shall stand closed in the light of this final order. No order as to costs.

JUSTICE C.PRAVEEN KUMAR

17.10.2016,
vhh