

HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No. 4033 of 2016

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ORDER:

Heard learned counsel for the petitioner and the Government Pleader for Land Acquisition appearing for respondent Nos.1 to 3.

The petitioner claims to be the absolute owner of land admeasuring Ac.0.95 cents in Survey No.27/9A of P.Rajavaram Village, Jeelugumilli Mandal, West Godavari District, by inheritance from his mother and also exclusively entitled to seek compensation for the land admeasuring Ac.0.30 cents acquired by the Government, on the basis of the orders passed by the then Revenue Divisional Officer, Jeelugumilli, West Godavari District, in ROC No.10/98/C, dated 03.01.1988. However, he has been given a notice of award asking to submit the relevant documents before the Special Deputy Collector (Land Acquisition), Polavaram Irrigation Project, Eluru, 3rd respondent herein. The notice is dated 23.09.2015. The petitioner claims to have appeared before the 3rd respondent and produced the documents and there appears to be no rival claimants to him. Alleging that no compensation is paid, the present writ petition is filed.

As the said issue is already pending consideration before the 3rd respondent, as per the notice issued by him on 23.09.2015 and since the petitioner claims to have appeared before the 3rd respondent and produced the documents, it is for the 3rd respondent to take an appropriate decision in the matter.

Accordingly, the Writ Petition is disposed of directing the 3rd respondent to take an appropriate decision, in pursuance of the

notice issued by him on 23.09.2015 and communicate the same to the petitioner. There shall be no order as to costs.

Consequently, miscellaneous petitions, if any, pending in the writ petition shall stand dismissed.

VILAS V. AFZULPURKAR, J

9th February, 2016

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