

HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.16139 of 2007

ORDER:

This writ petition, under Article 226 of the Constitution of India, is filed by the petitioner seeking to declare the order of the 1st respondent in LC No.1413/ 07, dated 13.07.2007, as illegal and arbitrary, and consequently, set aside the same, and direct the respondents to conduct fresh enquiry by giving opportunity of being heard before taking up further steps in pursuance of the impugned order.

The case of the petitioner is that her father gave her property bearing H.No.1-1, situated at Sunnampadu village, G.Konduru Mandal, Krishna District, as pasupu kunkuma, at the time of her marriage. Thereafter, the property was mutated in the name of the petitioner at the instance of her father. But, the 1st respondent passed the impugned proceedings stating that some third party approached him with objections and he satisfied and accordingly, directed to change the assessment in the name of that third party. Hence, this writ petition.

The 3rd respondent was impleaded vide order, dated 18.09.2007, passed by this Court in WPMP No.22468 of 2007.

When the matter is taken up for hearing, it is informed that against the order impugned, the petitioner can prefer an appeal before the authority concerned.

Hence, this Writ Petition is disposed of directing the petitioner to approach the competent authority and prefer an appeal against the order impugned, on or before 20.10.2017, and on filing of such appeal, the authority concerned is directed to consider and pass appropriate

orders in accordance with law, after issuing notice to the parties concerned, as expeditiously as possible, preferably, within a period of six (6) months. No order as to costs. Consequently, miscellaneous petitions pending, if any, shall stand closed.

RAJA ELANGO, J

August 10, 2017

KTL

