

HON'BLE SRI JUSTICE S.V. BHATT

W.P.No.11644 OF 2016

ORDER:

The petitioner prays for the following relief:

“....this Hon'ble Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of respondents 2 to 5 herein in trying to lay the road in petitioner's land in Sy.No.161, Plot Nos.1, 2, 3 an extent of Ac. 0.09 cents situated at Anantapur Rural Village, Anantapur Mandal, Anantapur District without giving any notice is illegal, arbitrary and violation of principles of natural justice and consequently direct the respondents 2 to 5 herein not to interfere with the peaceful possession and enjoyment of the petitioner's land in Sy.No.161, Plot Nos.1, 2, 3 an extent of Ac.0.09 cents situated at Anantapur Rural Village, Anantapur Mandal, Anantapur District, and pass.....”

On 07.04.2016, this Court granted interim direction to respondents not to interfere with the possession and enjoyment of the petitioner over the subject property, without following the due process of law. The interim order is subsisting as on date. According to the petitioner, interfering with his possession or enjoyment is illegal and unconstitutional.

In spite of granting sufficient time, the respondents have not filed counter affidavit or sent instructions in the matter or pointed out any reason to deviate from the interim order dated 07.04.2016.

Hence, without expressing any view on merits, the interim order is made final order and the respondents are directed not to interfere with the possession or enjoyment of the petitioner, except in accordance with law.

The writ petition is, accordingly, disposed of. There shall be no order as to costs.

Consequently, pending miscellaneous petitions, if any, also stand disposed of.

S.V.BHATT, J

27th June, 2017

Lrkm

