

THE HON'BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No.262 OF 2017

ORDER:

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue appearing for the respondents. With their consent, the present writ petition is disposed of at the admission stage.

2. The present writ petition came to be filed with the following prayer:

“...to issue a writ, order or direction more particularly one in the nature of Writ of MANDAMUS declaring the actions of the respondents into correcting, modifying the revenue records pertaining to the scheduled property in Survey No.450(A) of an extent of Ace.3.12 cents, situated at Pudipatla Revenue Village, Tirupati Rural Mandal by considering representations dt.17-08-2015, 09-05-2016 and 16-08-2016 and to declare the impugned actions of the respondents into not modifying nor entering the names of the petitioners into all revenue records as illegal, arbitrary, unconstitutional and being violative of Articles 14, 19,21 and 300(A) of the Constitution of India and rules framed there under and consequently direct the respondents to consider the representations of the petitioners by modifying the entries in revenue records forthwith.”

3. Though various grounds are raised in the writ petition, learned counsel for the petitioners submits that the petitioners herein claim to be in possession of the property; that the authorities have illegally rounded off the names of the petitioners in the revenue records; and that the authorities cannot take the land

without following the procedure established under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (for short, 'the Act'), in view of the order dated 02.04.2015 passed by this Court in W.P.No.5917 of 2007.

4. Learned Government Pleader for Revenue submits that if the grievance of the petitioners is that the authorities are not mutating the names of the petitioners in the revenue records, remedy is elsewhere, as such, their request cannot be considered basing on the representations.

5. Having regard to the rival submissions and taking into consideration the procedure prescribed under the Act, the petitioners shall make an application in Form-6A through online seeking mutation of their names in the revenue records by paying prescribed fee, in which event, the authority shall deal with the same, in accordance with law, as early as possible, preferably within a period of six (06) weeks thereafter.

6. Accordingly, the Writ Petition is disposed of.

Consequently, Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed. There shall be no order as to costs.

JUSTICE C. PRAVEEN KUMAR

Date:04.01.2017
INL