

**THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM**

**WRIT PETITION No. 11335 OF 2017**

**ORDER :**

The demand notice dated 17.03.2017 issued in the name of Sri Sadanala Ramaiah, served on the petitioner, requesting to pay the property tax to the tune of Rs.1,07,242/- for the house bearing Door No. 5-2-131 for the years 1993-94 to 2016-17, has been challenged in this Writ Petition.

The grievance of the petitioner is that she is the absolute owner and possessor of the house property bearing D.No. 5-2-131/3, having purchased the same from one Sri Sadanala Ramaiah and has been paying the tax from time to time, without any default. According to her, she has brought the said fact to the notice of the Commissioner, Yellandu Municipality on 18.03.2017. In spite of the same, the respondent authorities are pressurizing her to pay the tax in terms of the impugned notice. Hence, the Writ Petition.

Heard learned counsel for the petitioner.

Learned Standing Counsel for the 2<sup>nd</sup> respondent Municipality submits that since it is the contention of the petitioner that the house bearing D. No. 5-2-131 does not belong to her, the respondent authorities will consider the same and if there is any mistake, the same would be rectified. Hence, the learned Standing Counsel prays for disposal of the Writ Petition with a direction to the 2<sup>nd</sup> respondent to take into consideration the objections raised by the petitioner on 18.03.2017 and pass necessary orders.

Recording the said submission made on behalf of the learned Standing Counsel and considering the nature of the relief sought in the Writ Petition, the 2<sup>nd</sup> respondent is directed to consider the objections made by the petitioner on 18.03.2017 and redress her grievance. Meanwhile, there shall not be any coercive steps against the petitioner to enforce the demand made through the notice dated 17.03.2017.

Inasmuch as the identity of the property is in dispute, the cheque, which has been collected by the 3<sup>rd</sup> respondent from the tenant of the premises in question, shall not be encashed. No costs.

Consequently, the miscellaneous Applications, if any shall also stand disposed of.

30<sup>th</sup> March 2017

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**CHALLA KODANDA RAM, J**

