

THE HON' BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION NO. 22778 of 2017

ORDER :

Heard both sides. With the consent of both parties the writ petition is disposed of at the admission stage.

2. The present writ petition came to be filed seeking issuance of writ of mandamus declaring the action of respondents in seeking to dispossess the petitioner from his land admeasuring Ac.1.97 cents in Survey No.63/9 situated at Anguluru Village of Devipatnam Mandal, East Godavari District, as illegal and arbitrary.

3. Though various grounds are raised, learned counsel for the petitioner would submit that the petitioner is a landless poor person who was granted D-Form patta in respect of the subject land and from the date of grant of patta, he has been cultivating the said land. The grievance of the petitioner is that without following due process of law and without giving any notice, respondent Nos.3 and 4, at the instance of respondent No.5, are trying to dispossess the petitioner from the said land.

4. Learned Government Pleader opposed the said submission. However, he submits that any dispossession made shall be in accordance with law.

5. Having regard to the above circumstances and without going into merits of the case, the writ petition is disposed of directing respondent Nos.3 and 4 to follow due process of law, before taking any steps of dispossession of the petitioner from the land admeasuring

Ac.1.97 cents in Survey No.63/9 situated at Anguluru Village of Devipatnam Mandal, East Godavari District. No costs.

Consequently, miscellaneous petitions, if any pending, shall stand closed.

JUSTICE C. PRAVEEN KUMAR

11.07.2017
vnb

