

HON'BLE SRI JUSTICE S.V.BHATT

W.P.No.5972 OF 2017

ORDER

**Heard Sri Sarath Kumar, learned counsel for petitioners
and learned Assistant Government Pleader for Assignment.**

The petitioners prefer the following relief:

“for the reasons stated in the accompanying affidavit,
the petitioners prayed that 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 and 5 in insisting the petitioners to vacate
from their respective house and site properties in Survey
No.103/5 of Visannapeta Revenue village and Mandal of
Krishna District, as illegal, irregular, irrational, violative of
Articles 14, 21 and 300-A of Constitution of India and
consequently direct the respondents not to interfere in any
manner with petitioners’ said house and site properties and
pass such other orders or order as this Hon’ble Court may
deem fit and proper in the circumstances of the case.”

**Mr.Sarath Kumar submits that notices in fact have been
issued after the writ petition is filed. However, the
respondents are proceeding in the matter without firstly
affording reasonable opportunity to the petitioners and
secondly not examining the record in this behalf.**

**This Court is of the view that the objection of petitioners
is placed on record and has no reason to doubt that**

respondents 2 to 5 will act in the matter strictly in accordance with law.

Mr.Sarath Kumar requests three more weeks time to file explanation/additional explanation to the notices served on the petitioners. The same is not opposed by the learned Assistant Government Pleader.

Hence, the Writ Petition is disposed of. The petitioners are given three weeks time from today to file explanation/additional explanation to the show cause notice communicated in this behalf. It is open to the respondents to pass orders in accordance with the record and law within a period of six weeks thereafter. It is made clear that this Court has not considered the merits of the matter and at the same time expects respondents 2 and 5 to independently consider and pass orders. There shall be no order as to costs.

Miscellaneous petitions, if any, pending shall stand closed.

JUSTICE S.V.BHATT

2nd June, 2017
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