

HON'BLE SRI JUSTICE Dr. B. SIVA SANKARA RAO

**WRIT PETITION Nos.43379 of 2017 & 1937, 1984, 3771, 3918
and 3996 of 2018**

COMMON ORDER:

These Writ Petitions are filed seeking directions by way of Mandamus to declare the action of the respondents in seeking to widen 33 feet road into 100 feet road affecting the land of the petitioners in Sy.No.611 (611-2B) of Kallur Village and Mandal, Kurnool District, as illegal and arbitrary.

2. Learned counsel for the petitioners would submit that earlier W.P.No.16333 of 2002 was filed by persons in occupation of house sites in Sy.No.611 of Kallur Village with the same grievance and that this Court by orders, dated 03.07.2009, disposed of the said writ petition and that the facts and the issue involved in the present writ petitions are squarely covered by the above said orders in the afore-stated writ petition and hence these writ petitions may also be disposed of in terms thereof.

3. Learned Standing Counsel representing respondent Nos.3 and 4 Corporation submits that these writ petitions may be disposed of directing the Corporation to follow the procedure established by law.

4. Recording the afore-stated submissions and for the reasons alike as were mentioned in the order, dated 03.07.2009, of this Court

in W.P.No.16333 of 2002, the Writ Petitions are disposed of directing the 3rd respondent Corporation that if the subject land of the petitioners is required to be affected in the proposed widening of the road from 33 feet to 100 feet as per the master plan, the same shall be implemented by only acquiring the land to the extent required as per the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

5. Office is directed to enclose a copy of the order, dated 03.07.2009, passed in W.P.No.16333 of 2002 to this order.

Miscellaneous Petitions, if any, pending shall stand closed.

There shall be no order as to costs.

8th February 2018

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Dr. B. SIVA SANKARA RAO, J

