

THE HON'BLE SRI JUSTICE A.RAMALINGESWARA RAO

WRIT PETITION No.3446 OF 2018

ORDER:

The petitioner states that her father-in-law S.Narayana Reddy was the owner of the lands of an extent of Acs.8.27 guntas situated in different survey numbers at Suraram Village, Quthbullapur Mandal, Ranga Reddy District. The said land was partitioned among three sons and her father-in-law, and the petitioner's husband is the second son of Narayana Reddy. Her husband was allotted an extent of Acs.0.11 guntas, Acs.0.09 guntas, Acs.0.07 guntas, Acs.1.20 guntas and Acs.0.38 guntas in Survey Nos.59/A, 68/A, 778/A, 181/A and 189/A respectively. The father-in-law of the petitioner died in 1992 and her husband died later on. When she submitted an application for mutation of her name, the fourth respondent passed an order in September, 2010 mutating her name in respect of the lands in Survey Nos.178, 181, 189 and 207 for an extent of Acs.0.07 guntas, Acs.1.20 guntas, Acs.0.38 guntas and Acs.1.06 guntas respectively. Now the fourth respondent passed an order on 30.11.2017 stating that the land of an extent of Acs.1.20 guntas situated in Survey No.181 is recorded as 'Patta' instead of 'Laoni patta' and continued for some years. From the year 2009-2010, it was rectified and recorded as 'Laoni Patta' and the remaining balance land to an extent of Acs.4.07 guntas is recorded as Government land. Challenging the same, the present writ petition is filed.

It appears that the fourth respondent passed the said order pursuant to the application made by the petitioner for uploading the information on the online platform, but the fourth respondent passed the impugned order changing the classification of the lands of the petitioner.

If the said land is a 'Laoni patta', the land attracts the provisions of the Telangana Assigned Lands(Prevention of Transfers) Act. If it is a patta land, the petitioner will be entitled to deal with the property without any

hindrance. Since the right of the party is affected, but no notice is issued by the fourth respondent before issuing impugned proceedings, dated 30.11.2017 changing the classification of the land, the impugned order is set aside and the matter is remanded to the fourth respondent for considering the objections filed by the petitioner and pass appropriate orders. The petitioner is given two weeks time for filing objections to the change of classification of the lands and the fourth respondent shall pass appropriate orders within a period of four weeks thereafter.

The writ petition is accordingly disposed of. Consequently, miscellaneous petitions, if any, pending in this writ petition shall stand closed. There shall be no order as to costs.

15.02.2018
pln

A.RAMALINGESWARA RAO, J

