

HON'BLE SRI JUSTICE A.V. SSHA SAI

WRIT PETITION NO.6149 OF 2018

ORDER :

The present Writ Petition is filed for the following relief.

“to issue a writ, order or direction, particularly one in the nature of Writ of Mandamus, declaring the judgment dated 15.03.2017 in case No. A4/CPC/350/2014 passed by the 2nd respondent wherein the petitioners have not shown any documentary evidence to prove their claim, hence the suit for declaration of title claimed by petitioners not allowed and also perpetual injunction order to the suit land is not tenable and to declare the action of the respondent No.1 in not dispose of the application filed along with revision to suspend the operation of the judgment dated 15.03.2017 in Case No. A4/CPC/350/2014 passed by the 2nd respondent as illegal, arbitrary and consequently to set-aside the judgment in case No. A4/CPC/350/2014, dated 15.03.2017 passed by the 2nd respondent.”

2. As against the orders passed by the Additional Agent to Government and Project Officer, I.T.D.A. Uthoor, Adilabad District in case No.A4/CPC/350/2014, dated 15.03.2017, disallowing the claim of the petitioners herein, the petitioners claimed to have filed a Revision before the State Government vide Revision No.1149 of 2018 on 14.02.2018. It is also stated that along with the revision, the petitioners herein also filed an interlocutory application, praying for an order of status-quo with regard to the subject lands, in Survey No.137/191, admeasuring acrs. 4.10 guntas, situated at Mandamarri Village and Mandal, Adilabad District.

3. According to the learned counsel for the Petitioners, the interlocutory application filed by the petitioners herein, along with the revision, is pending consideration before the State Government and no orders have been passed so far.

4. It is further submitted by the learned Counsel for the petitioners that in view of the absence of any orders either in the said interlocutory application or in the revision, the respondents are trying to alienate the property.

5. Heard the learned counsel for the petitioners and learned Government Pleader.

6. In view of the above, the petition is disposed of with a direction to the 1st respondent – State Government to pass appropriate orders on the interlocutory application filed by the petitioners along with revision petition No.1149/2018, filed against the order of the 2nd respondent dated 15.03.2017, within a period of four weeks from the date of receipt of a copy of this order.

7. Till the said application is disposed of, there shall be no further encumbrances on the subject property. The 1st respondent is also to make an endeavour for disposal of the Revision petition as expeditiously as possible. There shall be no orders as to costs.

8. As a sequel, the miscellaneous applications, if any pending, shall stand closed.

A.V.SESHA SAI, J

Dated: **26th February, 2018**

JR