

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH**

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIFTH DAY OF JUNE
TWO THOUSAND AND FIFTEEN

:PRESENT:

THE HON'BLE SRI JUSTICE A RAMALINGESWARA RAO

WP :18761 of 2015

Between:

- 1 Sunnam Nageswara Rao Son of Musalappa
- 2 Gaddam Rajulu Son of Pasappa.
- 3 Gaddam Lakshmi Wife of Rajulu
- 4 Irpa Jayamani Wife of Mallaiah
- 5 Sunnam Chilakamma Wife of Nageswara Rao
- 6 Sunnam Venkatesh Son of Musalappa
- 7 Sunnam Bharathi Wife of Venkatesh
- 8 Sunnam Rajamma Wife of Musalappa
- 9 Potta Venkatamma Wife of Nagesh
- 10 Potta Nagesh Son of Jogaiah
- 11 Vuke Venkatesh Son of Sarappa
- 12 Vuke Muthamma Son of Venkatesh
- 13 Sunnam Seetha Wife of Ramesh
- 14 Vade Rajamma Wife of Nagesh
- 15 Sunnam Pulla Rao Son of Veerappa
- 16 Sunnam Ramesh Son of Pulla Rao
- 17 Sunnam Nagaratnam Wife of Pulla Rao
- 18 Karam Ramulu Son of Kannappa
- 19 Karam Rajamma Wife of Ramulu
- 20 Kaka Veera Swamy Son of Rajulu
- 21 Kaka Nagamma Wife of Veraswamy
- 22 Kaka Raja Kumar Son of Veraswamy
- 23 Kaka Visweswara Rao Son of Veera Swamy
- 24 Kaka Venkatamma Wife of Visweswara Rao
- 25 Mavidi Rajamma Wife of Lakshmaiah
- 26 Midiyam Aruna Wife of Ramulu
- 27 Sunnam Prasad Son of Ramulu
- 28 Payam Ratna Kumari Wife of Ramu
- 29 Payam Vani Wife of Ramulu
- 30 Kaka Karuna Wife of Ramulu
- 31 Sunnam Mutyalu Son of Gangulu
- 32 Kunja Nagulu Son of Potalu
- 33 Sunnam Venkata Lakshmi Wife of Muthaiah
- 34 Tanam Nageswara Rao Son of Pabbayya
- 35 Karam David Son of Ramulu

- 36 Sunnam Bodappa Son of Venkappa
- 37 Payam Chukkamma Wife of Gopaiah
- 38 Madio Suresy Son of Lakshmaiah
- 39 Vuke Tirupathamma Wife of Jogulu

..... **Petitioners**

AND

- 1 The State of Telangana, Represented by Principal Secretary, Forest Department, Secretariat Buildings, Hyderabad.
- 2 The District Collector, Khammam District, Khammam.
- 3 The Revenue Divisional Officer, Paloncha Khammam District.
- 4 The Project Officer, ITDA, Bhadrachalam Khammam District.
- 5 The Divisional Forest Officer, Khammam District, Khammam.
- 6 The Forest Range Officer, Ramavaram, Khammam District.
- 7 The Tahsildar, Mulkalpalli Mandal, Khammam District.

.....**Respondents**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein, the High 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 the respondents in not regularizing and granting pattas in respect of lands in occupation of the petitioners herein i.e., Ac.83.04 guntas in Sy.No.1-34 of G.P.Way Point 401, Narayanapuram Village, Chaparapalli Revenue Panchayat, in the Limits of Mulkapalli Mandal, Khammam District in terms of Section 3(1)(a) of Scheduled Tribes and Other Traditional Forest Dwellers (Recognition of Forest Rights) Act, 2006 further the action of the respondents 5 and 6 herein in threatening the petitioners with eviction is unlawful, arbitrary, irregular and direct the respondents to regularize the occupation of petitioners in the said lands.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed herein and upon hearing the arguments of SRI P.RAVI SHANKER Advocate for the Petitioners, learned Government Pleader for Forest (T.G.), for Respondent Nos. 1, 5 & 6, and of learned Government Pleader for Revenue (T.G.), for Respondent Nos.2 to 5 & 7, and the Court made the following.

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ORDER:

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Post after two weeks.

In the meanwhile, no coercive steps for eviction of the petitioners shall be taken.

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

- 1 The State of Telangana, Represented by Principal Secretary, Forest Department, Secretariat Buildings, Hyderabad.
- 2 The District Collector, Khammam District, Khammam.

- 3 The Revenue Divisional Officer, Paloncha Khammam District.
- 4 The Project Officer, ITDA, Bhadrachalam Khammam District.
- 5 The Divisional Forest Officer, Khammam District, Khammam.
- 6 The Forest Range Officer, Ramavaram, Khammam District.
- 7 The Tahsildar, Mulkalpalli Mandal, Khammam District. (1 to 7 by
RPAD)
- 8 One CC to SRI P.RAVI SHANKER, Advocate (OPUC)
- 9 Two CCs to GP FOR REVENUE (T.G.), HIGH COURT, HIGH COURT
BUILDINGS, HYDERABAD (OUT).
- 10 Two CCs to GP FOR FOREST (T.G.), HIGH COURT, HIGH COURT
BUILDINGS, HYDERABAD (OUT).
- 11 One spare copy.

SRL

HIGH COURT

ARLRJ

DATED: 25.06.2015

NOTE: POST AFTER TWO WEEKS.

ORDER

W.P.NO. 18761 OF 2015

DIRECTION

HIGH COURT

**Drafted by: SRL
Date of Drafting : 26.06.2015**

ARLRJ

DATED: 25.06.2015

NOTE: POST AFTER TWO WEEKS.

ORDER

W.P.NO. 18761 OF 2015

DIRECTION