

The Hon'ble Sri Justice C.V.Nagarjuna Reddy

and

The Hon'ble Sri Justice Gudiseva Shyam Prasad

Writ Petition No.20538 of 2018

Date: 21.06.2018

Between:

Gorla Srinivasa Reddy

... Petitioner

and

The State of Telangana
Rep. by its Prl.Secretary
Revenue Dept., Land Acquisition
Hyderabad and 6 others

...Respondents

Counsel for the Petitioner: Mr.P.Giri Krishna

Counsel for respondent Nos.1 to 4: GP for Revenue (TG)

**Counsel for respondent No.5: Mr.J.Srinivasa Rao,
SC for Singareni Collieries Co. Ltd.**

**Counsel for respondent No.7: Mr.J.Anil Kumar,
SC for State Legal Services Authority**

The Court made the following:

Order: (Per the Hon'ble Sri Justice C.V.Nagarjuna Reddy)

This Writ Petition is filed for the following substantive relief:

“to issue a Writ Order or Direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents in not disbursing the requisite compensation amount i. e a cheque for an amount of Rs.84,84,400/- (Rupees Eighty four Lakhs Eighty four thousand four hundred only) pursuant to Award passed by the Lok Adalath Bench at Khammam, in Lok Adalat Case No 485 of 2016 dated 31.03.2016 and also compensation amount i.e. cheque for an amount of Rs.45,44,250/- (Rupees forty five lakhs forty four thousand two hundred and fifty five only) pursuant to Award passed by the Lok Adalath Bench at Khammam in Lok Adalat Case No 678 of 2016 dated 26.07.2016 in LAOP.No.619 of 2014 on the file of District Judge at Khammam along with interest at 18 per cent per annum for the Petitioner's land to a total extent of Ac 9.20 guntas of land in Sy Nos.111, 112, 114 to 122, 124, 126 & 129 of Kommepally Village, Sathupalli Mandal, Khammam District, acquired by Singareni Collieries as illegal arbitrary in violation of Article 14 and 21 of the Constitution of India Land Acquisition Act 1894 and consequently to direct the respondents to disburse the above mentioned compensation with applicable interest.”

Mr.P.Giri Krishna, learned Counsel for the petitioner, has invited our attention to the Division Bench Judgment, dated 30.04.2018, in WP.No.13976 of 2018 and batch and submitted that the issues raised in this Writ Petition are squarely covered by the said Judgment.

Mr.J.Anil Kumar, learned Standing Counsel for the State Legal Services Authority, submitted that in WP.No.21315 of 2017,

this Court has ordered *status quo* with respect to disbursement of the compensation in pursuance of Lok Adalat Award, dated 26.07.2016, in LAOP.No.619 of 2014.

The learned Counsel for the petitioner submitted that though the LAOP in which the Lok Adalat has passed awards is common, separate awards were passed with reference to individual claims and that the awards in respect of which WP.No.21315 of 2017 was filed do not include award Nos.678 and 485 of 2016, which are questioned in this Writ Petition.

On verification of the aforementioned interim order, the learned Standing Counsel for the State Legal Services Authority, has fairly agreed with the submission of the learned Counsel for the petitioner. He has also fairly conceded that the aforementioned Division Bench Judgment, dated 30-04-2018, in WP.No.13976 of 2018 and batch covers this case as well.

In the light of the above, this Writ Petition is allowed as prayed for.

As a sequel, IA.No.1 of 2018, filed by the petitioner for interim relief, is disposed of as infructuous.

(C.V.Nagarjuna Reddy, J)

(Gudiseva Shyam Prasad, J)

Dt: 21st June, 2018
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