

THE HON'BLE SRI JUSTICE S.V.BHATT

W.P. No.21951 of 2007

ORDER:

No representation for petitioner on 08.03.2018, 09.03.2018 and as well as today.

Heard the learned Assistant Government Pleader for Revenue.

The petitioner prays for *mandamus* declaring the action of respondents in trying to interfere with the petitioner's possession of land measuring Ac.0-93 cents in Sy.No.65-2A/3 in Kurakulapalli Grama field, Kambadur Mandal, Anantapur District, without recourse to law as illegal, arbitrary and unconstitutional.

The petitioner relies on assignment dated 07.03.1997 and also cultivation record issued by the Village Revenue Officer. According to petitioner, he is not in possession and enjoyment of petition land. The interference with his possession of petition land without recourse to law is illegal, arbitrary and unconstitutional.

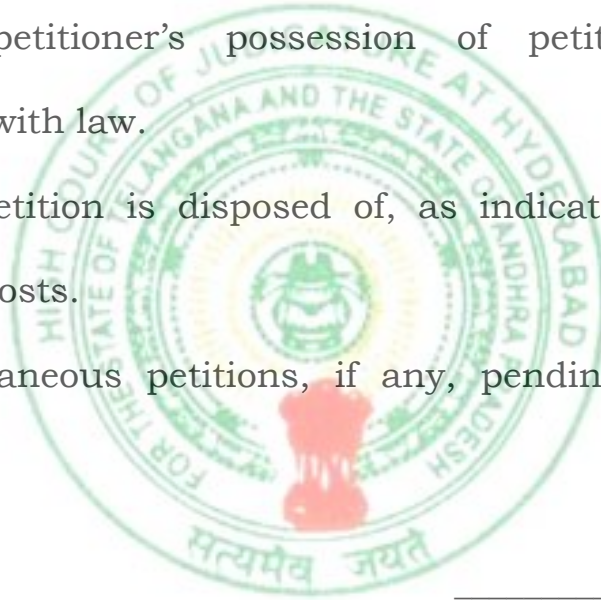
The respondent filed detailed counter affidavit explaining the circumstances under which, the respondents are contemplating to assign house site pattas to poor and weaker sections of the society. The counter affidavit does not

in unequivocal terms dispute the possession claimed by the petitioner of petition land. But one of the objections raised is that the department is unable to correlate the record relied on, by the petitioner with the office record.

Be that as it may, on 12.10.2017, this Court directed the respondent not to interfere with the petitioner's possession of petition land. The interim order is subsisting. Hence, the interim order is made final order in the writ petition subject to granting liberty to respondent to interfere with the petitioner's possession of petition land, in accordance with law.

Writ petition is disposed of, as indicated above. No order as to costs.

Miscellaneous petitions, if any, pending, shall stand closed.



S. V. BHATT, J

Dt: 12.03.2018
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