

THE HON'BLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION No.38536 OF 2018

Date:31.10.2018

Between:

Sri Abaya Anjaneya Swamy Devasthanam,
Thatiguntapalle Village & Post, Vayalpadu
Mandal, Chittoor District, rep., by Trustee
of the Temple P. Sudhakar Reddy,
S/o. Late Yella Reddy, R/o. Narravandlapalli
Village, Kalikiri Post & Mandal,
Chittoor District

.. Petitioner

And

The Union of India, rep., by its Secretary,
Ministry of shipping, Transport &
Highways Department of Road, Transport
And Highways, Transport Bhavan, Parliament
Street, New Delhi and others

.. Respondents



The Court made the following:

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ORDER:

Heard.

2. Land Acquisition proceedings are set in motion for acquiring private land for public purpose i.e., for construction of four lane road on National Highway No.71 from Madanapalli to Pelair. Petitioner – Temple claims that land in Survey No.1149/1A of Thatikuntapalle Village belongs to it, whereas in the land acquisition proceedings, the name of the Temple is not shown and the land is described as poramboke land/private land/APIIC land. Petitioner claims that objections were filed by the Trustee of the Temple on 20.06.2018, but without considering the said objections, notice under Section 3-G of the National Highways Act, 1956 (for short, 'the Act') was issued causing lot of hardship and suffering.

3. No material is placed on record to show that the subject land claimed by the petitioner belongs to it. In the absence of any material to show that the land belongs to the petitioner – Temple and as the proceedings are at the stage of notification under Section 3-G of the Act, no direction as sought for by the petitioner can be granted.

4. The Writ Petition is accordingly dismissed. Pending Miscellaneous Petitions, if any, shall stand closed.

P. NAVEEN RAO, J

Date:31.10.2018

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