

THE HON'BLE SRI JUSTICE A. RAMALINGESWARA RAO

WRIT PETITION NO. 45278 OF 2017

ORDER:

The petitioner claims to be the absolute owner of the land of an extent of Ac.2.70 cents each in Sy.No.95/A situated at Bhanumukkala village of Pamulapadu Mandal, Kurnool district. The petitioner purchased the said property under a registered sale deed dated 31.10.2007. The petitioner's name was mutated in the revenue records also. He wanted to sell the said land and approached the 3rd respondent in order to get the details of stamp duty and registration fee. He was informed that the property was included in the list of prohibited properties under section 22 (A) of the Registration Act as per the communication received from the 2nd respondent dated 17.1.2012. Challenging the inclusion of the said land in the list of prohibited properties, the present Writ Petition is filed.

The issue relating to the inclusion of properties under section 22 (A) (1) of Registration Act came up for consideration before a Full Bench of this Court in the case of VINJAMURI RAJAGOPALA CHARY vs. STATE OF ANDHRA PRADESH AND OTHERS¹.

¹ 2016 (2) ALD 236 (FB)

The Full Bench of this Court, in the above decision in the case of VINJAMURI RAJAGOPALA CHARY vs. STATE OF ANDHRA PRADESH AND OTHERS¹, gave liberty to the parties affected by inclusion of the properties in the list of prohibited properties, to apply for deletion from the list or modification thereof, to the concerned authorities and the concerned authorities were directed to consider the request in proper perspective and pass appropriate orders.

In view of the same, this Writ Petition is disposed of giving liberty to the petitioner to bring it to the notice of the District Collector, Kurnool, for deletion of the property claimed by the petitioner, justifying his claim, and as and when the petitioner files such an application, the District Collector, Kurnool, shall dispose of the same in accordance with law, within a period of three months from the date of receipt of a copy of the said application.

Pending miscellaneous petitions, if any, shall stand closed. No order as to costs.

A. RAMALINGESWARA RAO,J

Date: 24.1.2018

KPM