HONOURABLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION No. 26371 of 2019

Date : 29.11.2019

Between:

Maddela Narsavva W/o Kistaiah
Aged 55 yrs Occ Agriculture R/o Mirdodddi Village and
Mandal Siddipet District Erstwhile Medak District & ano

Petitioners

And

The State of Telangana
Rep by its Principal Secretary
Revenue Department
BRKR Bhavan Secretariat Hyderabad & others

Respondents

The Court made the following:

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ORAL ORDER:

Heard learned counsel for petitioners and learned Government Pleader for Revenue and with their consent writ petition is taken up for disposal at the admission stage.

2. Petitioners claim that they are owners and possessors of land admeasuring Ac.13.39 guntas in Survey No. 1451 and Ac.7.00 guntas in Survey No. 1452, Mirdoddi village and mandal, Medak district. Out of said extent of land, they sold Ac.6.39 guntas in Survey No. 1451 and retained land to an extent of Ac.7.00 guntas in Survey No.1451 and Ac.7.00 in Survey No. 1452. Petitioners allege that one Smt Vijaya sold land to an extent of Ac.7.00 guntas in Survey No. 1465 of Mirdoddi village to Sri Bekkanti Murali and Devaiah and they seems to be in possession of said land, but the Revenue authorities fraudulently entered petitioners land as Survey No. 1452/2 and shown the same in the name of Mirdoddi village to Sri Bekkanti Murali and Devaiah.

3. Reading of the affidavit filed in support of the writ petition and representations made would disclose that certain sale transactions were made and based on the said sale transactions, the revenue records were changed.

4. Learned counsel for petitioners sought to contend that all those transactions are illegal and made in collusion with the revenue authorities, fictitious names of third parties were got mutated and the same is illegal. Aggrieved by the action of the Tahsildar in undertaking such exercise, representation was made on 5.11.2018 to Revenue

Divisional Officer and District Collector. Alleging inaction on the said representation, this writ petition is filed.

5. As noticed above and as seen from the affidavit filed in support of the writ petition and representations made by petitioners, what is sought by the petitioners is nothing but directing the Tahsildar or Revenue Divisional Officer to look into the validity of the sale transactions and entries made in the revenue records thereon. The revenue authorities have no competence to go into the validity of the documents and it is within the purview of appropriate competent civil Court. However, if petitioners have any grievance against the wrong entries made, they have to avail the remedy of preferring revision or appeal but there cannot be a representation asking the Revenue Divisional Officer or District Collector to conduct enquiry. Therefore, relief sought for in the writ petition cannot be granted. Accordingly, writ petition is dismissed, leaving it open to the petitioners to workout their remedies with reference to validity of the documents and entries made in the revenue records, as the case may be. Miscellaneous petitions, if any pending, are closed.

P NAVEEN RAO,J

DATE: 29-11-2019
TVK

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