

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No.27977 of 2018

ORDER:

The prayer of the petitioners in this case reads as under:

'For the reasons stated in the accompanying affidavit, it is therefore prayed that this Hon'ble Court may be pleased to issue a writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring that the action of the Respondents herein in not issuing new Pattadar Pass Books and Title Deeds to the Petitioners herein under the Rythu Bandhu Scheme and not providing financial assistance to them as declared by the Government in respect of their lands i.e. 1st Petitioner herein - Ac. 2-00 Guntas in Survey No.18/A/2/1; Ac.0-15 Guntas in Survey No. 22/AA/2; Ac.1-00 Cents in Survey No.29/E/1; Ac.1-05 Guntas in Survey No.29/E/2; Ac.1-32 Guntas in Survey No.30/E/1; Ac.3-07 Guntas in Survey No.30E; Ac.2-02 Guntas in Survey No.33E; Ac.011.50 Guntas in Survey No.68/A/1/2 and Ac.011.50 Guntas in Survey No.68/A/3; Ac.0-15 Guntas in Survey No.68/AA/1/2; Ac.0-24.50 Guntas in Survey No.68/AA/2/2/1 and Ac.1-17 Guntas in Survey No.69/A/5/1; 2nd Petitioner herein - Ac.1-05 Guntas in Survey No.19; Ac.0-36 Guntas in Survey No.20; Ac.0-15 Guntas in Survey No. 23/A2/1; Ac.2-00 Guntas in Survey No.25/AA/2; Ac.1-20 Guntas in Survey No.26/A/1; Ac.1-26 Guntas in Survey No.29/A/1; Ac.5-11 Guntas in Survey No.30/A; Ac.0-24-50 Guntas in Survey No.31/AA/4/1/1; Ac.4-10 Guntas in Survey No.32/A/1 and Ac.2-15 Guntas in Survey No.33/A/1; and the 3rd Petitioner herein Ac.0-09 Guntas in Survey No.18/A/3/A; Ac.0-24 Guntas in Survey No.18/E; Ac.0-19 Guntas in Survey No.180/E/2; Ac.0-10 Guntas in Survey No.22/A/3; Ac.0-24 Guntas in Survey No.26/AA/2; Ac.02-14 Guntas in Survey No.22/A/3; Ac.0-07 Guntas in Survey No.30/E/2; Ac.0-07 Guntas in Survey No.57/AA/2/2; Ac.0-14 Guntas in Survey No. 67/AA/3 and Ac.2-22-50 Guntas in Survey No.68/A/2; Ac.0-24 Guntas in Survey No.69/A/5 and Ac.1-13 Guntas in Survey No. 69/AA; Ac.2-00 in Survey No.70/A/1; Ac.4-15 Guntas in Survey No. 71/AA; Ac.0-10 Guntas in Survey No.72/AA/1; Ac.0.0-95 Guntas in Survey No.72/EE and Ac.0-0.80 Guntas in Survey No.92/A/2 situated in Dhamsalapuram Revenue Village, Khammam Urban Mandal, Khammam District, in spite of their Representation Dated 10-07-2018 as illegal, arbitrary, irrational, without jurisdiction without notice to the Petitioner, opposed to the Principles of Natural Justice besides being violative of Articles 14, 21 and 300(A) of the

Constitution of India and consequently direct Respondents herein to issue Pattadar Pass Book and Title Deeds to the Petitioners herein in respect of their above properties along with financial assistance under the Ryothu Bandhu Scheme in terms of 1B extract and pass such other orders or order as this Hon'ble Court may deem fit and proper in the circumstances of the case.'

Perusal of the record reflects that all the three petitioners were issued pattadar pass books under the Telangana Rights in Land and Pattadar Pass Books Act, 1971, in relation to the subject lands.

Learned Assistant Government Pleader for Revenue, State of Telangana, would inform this Court that the pattadar pass books are still holding the field and have not been cancelled as on date.

That being so, it is not open to the Tahsildar to remain somnolent upon the request of the petitioners to issue them e-patta pass books as per the policy of the Government of Telangana.

The writ petition is accordingly disposed of directing the Tahsildar, Khammam Urban Mandal, Khammam District, to take appropriate action on the petitioners' request for issuance of e-patta pass books in relation to the subject lands as per their representation dated 10.07.2018 expeditiously and in any event, not later than four weeks from the date of receipt of a copy of this order.

Pending miscellaneous petitions, if any, shall stand closed in the light of this final order. No order as to costs.

JUSTICE SANJAY KUMAR

Date:15.02.2019

PGS