

THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

W.P.NO.3931 OF 2020

ORDER

Aggrieved by the inaction of the 2nd respondent – Assistant Director, Survey and Land Records, Nizamabad District, in conducting survey and demarcating and fixing boundary stones to the subject land of the petitioner in pursuance of his application dated 20.09.2019, the present writ petition is filed.

Learned Assistant Government Pleader for Revenue, submits that the petitioner instead of making application to the Mandal Surveyor, who is the competent authority, made application to the 2nd respondent, who is the superior authority to Mandal Surveyor.

Learned counsel for the petitioner submits that petitioner will make application to Mandal Surveyor.

In W.P.No.4811/2011 and batch dated 28.4.2016, this court considering the grievance of the petitioners therein, in not conducting survey and demarcating of their lands, disposed of the writ petitions with the following direction:

“In view of the above facts and circumstances, the writ petitions are disposed of directing the respondent – authorities to consider the applications of the petitioners for survey and demarcation of lands after receiving necessary charges, keeping in view the Circulars vide Rc.No.N1/1408/07, dated 13.07.2007, Rc.No.N1/6543/99 dated 25.07.2001 and Circular vide Rc.No.N2/1741/2010, dated 18.05.2010 and also in terms of the judgment in W.A.No.618 of 2013 and also keeping in view the provisions of Sections 89, 89-A and 92 of the Act and take necessary action and

communicate the decision to the parties. It is open for the petitioners to prefer appeal against the said order, if they are aggrieved in terms of circulars referred to above.”

Since the petitioner has not made application to the Mandal Survey and he intends to make application to the said authority, writ petition is disposed of giving liberty to the petitioner to make application to the Mandal Surveyor, and on receipt of such application, the said authority shall follow the above directions of this court in W.P.No.4811 of 2011 and batch dated 28.04.2016 and dispose of the application accordingly.

Interlocutory applications pending, if any, shall stand closed.
No order as to costs.

A.RAJASHEKER REDDY,J

25—02—2020

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