

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SIXTH DAY OF AUGUST
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE A. ABHISHEK REDDY

WRIT PETITION NO: 13643 OF 2020

Between:

Danda Venkateswar Reddy, S/o Pitchi Reddy, Age 45 Years, Occ: Service,
R/o Dubbaka Village, Ramannapet Mandal, Yadadri Bhongir District, TS.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Saifabad, Hyderabad, T.S.
2. Revenue Divisional Officer, Choutuppal, Yadadri Bhongir District, TS.
3. Tahshildar, Ramnaapet Mandal, Yadadri Bhongir District, TS.
4. Danda Pitchi Reddy, S/o Late Veera Reddy, Age. 82 years, Occ: Retired Teacher, R/o Dubbaka Village, Ramannapet Mandal, Yadadri Bhongir District, TS.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declare the action of the 3rd & 2nd Respondent is illegal, arbitrary, contrary for not consider the representation filed by the Petitioner on 08.05.2020 and 30.06.2020 and consequently direct the 3rd & 2nd Respondent regularize the unregistered document Dt. 18.05.2020.

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 3rd & 2nd Respondents to consider the representation filed by the Petitioner on 08.05.2020 and 30.06.2020.

Counsel for the Petitioner: SRI. MULLANGI RAMI REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR REVENUE

Counsel for the Respondent No.4: NONE APPEARED

The Court made the following: ORDER

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THE HON'BLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION No.13643 of 2020

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

This writ petition is filed questioning the action of respondent Nos.2 and 3 in not considering the representations submitted by the petitioner on 08.06.2020 and 30.06.2020.

The learned Government Pleader has stated that the petitioner is seeking mutation of an unregistered gift settlement deed, and he has only given the representations, but, as a matter of fact, as per the provisions of the Telangana Rights in Land and Pattadar Passbooks Act, 1971, (in short 'ROR Act'), the petitioner has to file an application under Section 5-A of the ROR Act in the prescribed form seeking regularisation of the unregistered gift deed in his favour.

The learned counsel for the petitioner has stated that his client will file the necessary application if some time is granted and a direction may be given to the official respondents to dispose of the same by fixing a time-frame.

In view of the above submissions made by the learned counsel for the petitioner and the learned Government Pleader, the Writ Petition is disposed of with their consent directing the petitioner to file an application under Section 5-A of the ROR Act, in the prescribed form, before the concerned Tahsildar, within a period of two weeks from the date of receipt of a copy of this order. On such application being filed, the Tahsildar is directed to dispose of the same, strictly in accordance with the provisions of the ROR

Act, as expeditiously as possible, preferably within a period of three months from the date of receipt of that application. It is needless to mention that before passing any order, the Tahsildar shall put the petitioner and any other interested parties on notice, and afford them an opportunity of hearing. A copy of the order passed by the Tahsildar will be communicated to the party.

The miscellaneous petitions pending, if any, shall stand closed. There shall be no order as to costs.

SD/-CH.VENKATESWARULU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. Tahsildar, Ramnaapet Mandal, Yadadri Bhongir District, T.S.
2. One CC to Sri Mullangi Rami Reddy, Advocate [OPUC]
3. Two CCs to the GP for Revenue, High Court for the State of Telangana at Hyderabad. (OUT)
4. Two CD Copies

CHR



HIGH COURT

DATED:26/08/2020

ORDER

W.P.No.13643 of 2020



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

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HMA
03/9/2020.