

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

THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HONOURABLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION NO: 13437 OF 2021

Between:

Aithanabolina Rama Rao, S/o Veeraiah Aged about 40 years, Occ. Advocate,
R/o Flat No. 502, Plot No. 100, Shiva Sai Residency, Hayathnagar, R. R. District.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Pri Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Surypet District.
3. The Revenue Divisional Officer, Kodad Division, Suryapet District.
4. Asst Director of Survey of Land Records, Kodad Division, Suryapet District.
5. The Tahsildhar, Chilukuru Mandal, Suryapet District.

...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 of mandamus or any other appropriate writ order or direction declaring the inaction of the Respondent No.4 in considering the representation of the Petitioner DT.20/05/2021 for issuance of Pattadhar Pass Books in his favour in respect of the Agriculture land to an extent of Ac.1-16gts in Sy No.1155, situated at Chilukuru Village and Mandal, Suryapet District, as illegal, arbitrary, and unconstitutional and consequently direct the Respondent No. 4 to issue new Pattadhar Pass Books in favour of the Petitioner, in respect of the Agriculture land to an extent of Ac.1-16gts in Sy No.1155, situated at Chilukuru Village and. Mandal, Suryapet District.

IA NO: 1 OF 2021

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 Respondent No. 4 to issue new Pattadhar Pass Books in favour of the Petitioner, in respect of the Agriculture land to an extent of Ac.1-16gts in Sy No.1155, situated at Chilukuru Village and Mandal, Suryapet District, basing on the representation of the Petitioner DL.20/05/2021.

Counsel for the Petitioner : SRI RAPOLU BHASKAR

Counsel for the Respondents: AGP FOR REVENUE

The Court at the stage of admission made the following: ORDER

HONOURABLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION No.13437 of 2021

ORDER :

This Writ Petition is filed praying to grant the following relief:

"to issue a Writ of Mandamus or any other appropriate writ order or direction declaring the inaction of the Respondent No.4 in considering the representation of the Petitioner dated 20.05.2021 for issuance of Pattadar Pass Books in his favour in respect of the Agriculture land to an extent of Acs.1-16 guntas in Sy.No.1155, situated at Chilukuru Village and Mandal, Suryapet District, as illegal, arbitrary, and unconstitutional and consequently direct the Respondent No.4 to issue new pattadar pass books in favour of the petitioner, in aspect of the agriculture land to an extent of Acs.1-16 guntas in Sy.No.1155, situated at Chilukuru Village and Mandal, Suryapet District, and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case".

2. Heard Sri Rapolu Bhaskar, learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue for respondents.

3. Petitioner claims to be the pattadar and in possession of Ac.1.16 guntas of land in Sy.No.1155 of Chilukuru Village and Mandal, Suryapet District. The grievance of the petitioner is against the reflection of his land under the heading "Land Type" as "NALA Land" in Dharani Web Portal. According to petitioner, he never applied for conversion of agricultural land into non-agricultural purposes and, therefore, reflection of the land as non-agricultural land is *per se* illegal. He claimed to have made a representation on 20.05.2021, requesting the District Collector to delete the type of land. Alleging inaction on the said representation, this writ petition is filed.

4. Since representation was made only on 20.05.2021, sent through registered post on 27.05.2021, he could not have immediately rushed to this Court. In the normal circumstances, the Court dismisses the writ petition on that ground alone. However, even this representation is not maintainable as the respondent-revenue authorities are not entertaining any request made in physical form. If a person has a grievance, he must avail the procedure evolved and make an application through Dharani Web Portal. Apparently, so far, no such application is made. However, if what is contended by the petitioner is true, then the same is required to be attended on priority basis. Otherwise, it would deprive the benefits extended by the Government from time to time.

5. Therefore, Writ Petition is disposed of, granting liberty to petitioner to make an application through Dharani Web Portal requesting the District Collector to look into his grievance. He shall also upload all the relevant documents in support of his claim.

6. Having regard to the powers conferred by the Chief Commissioner of Land Administration on the District Collector, under Circular No.1 of 2021, dated 15.01.2021, the District Collector shall consider the grievance of the petitioner and if it is found that by mistake the land status is shown as "NALA LAND", he shall issue orders directing correction. On the contrary, if the District Collector is not in agreement with the claim of the petitioner, he shall pass orders assigning reasons in support of his decision and communicate the same to the petitioner. The entire exercise shall be completed within a period of ten weeks from the

date of submission of the application. Pending miscellaneous petitions, if any, shall stand closed.

SD/- I.NAGALAKSHMI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Prl Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Surypet District.
3. The Revenue Divisional Officer, Kodad Division, Suryapet District.
4. Asst Director of Survey of Land Records, Kodad Division, Suryapet District.
5. The Tahsildhar, Chilkuru Mandal, Suryapet District.
6. One CC to Sri Rapolu Bhaskar, Advocate [OPUC]
7. Two CCs to GP for Revenue, High Court for the State of Telangana at Hyderabad. [OUT]
8. Two CD Copies
9. One Spare Copy

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HIGH COURT

DATED:17/06/2021

ORDER

WP.No.13437 of 2021



DISPOSING OF THE WP
AT THE STAGE OF ADMISSION
WITHOUT COSTS

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[Signature]
28/06/2021