

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**FRIDAY, THE FIFTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY ONE**

PRESENT

THE HONOURABLE SRI JUSTICE P NAVEEN RAO

CONTEMPT CASE NO: 754 OF 2020

Contempt Case under Sections 10 to 12 of Contempt of Courts Act 1971 to punish the respondent herein for willfully violating the Order of the High Court dated 22-08-2019 passed in W.P.No. 18240 of 2015 .

Between:

Siddagani Bikshapati, S/o Poshaiyah, Aged about 68 years, Occ. Agriculture, R/o Thalla Vellemla Village, Chityala Mandal, Nalgonda District.

...PETITIONER

AND

1. Sri Somesh Kumar, I.A.S., Principal Secretary, Revenue Department, Secretariat, Hyderabad, State of Telangana.
2. Sri Prashanth Jeevan Patil, District Collector, Nalgonda District, Nalgonda, Telangana State.
3. Sri Jagadishwar Reddy, Revenue Divisional Officer, Chityala Division, Nalgonda District.
4. Sri Garlapati Krishna Reddy, Tahsildar, Chityala Mandal, Nalgonda District.

...RESPONDENTS

Counsel for the Petitioner :SRI. RAPOLU BHASKAR

Counsel for the Respondents NO.1 to 4: G.P. FOR REVENUE

The Court made the following: ORDER

HONOURABLE SRI JUSTICE P.NAVEEN RAO

CONTEMPT CASE No.754 of 2020

ORDER:

On 22.08.2019, in W.P.No.18240 of 2019, direction was issued to the respondents not to interfere with the possession and enjoyment of the petitioner over the land in Survey Nos.130, 131, 132 and 160 of Thalla Vellemla Village of Chityal Mandal, Nalgonda District, provided the petitioner was not already dispossessed. Alleging that the said orders are violated and the respondents are trying to dispossess the petitioner from the subject lands, without following due process, this contempt case is filed.

2. In the counter-affidavit deposed by Sri M.Krishna Reddy working as Tahsildar, Chityal Mandal, it is stated that in Survey No.134, total extent of land is Acs.8.16 guntas. Out of this extent, Acs.5.05 guntas was acquired. This included an extent of Ac.0.34 ½ guntas of land acquired from the father of the petitioner. Further, the petitioner's father owns Ac.1.16 guntas of land in Survey No.134. After the said acquisition, Ac.0.21 ½ guntas of land left with the family of the petitioner. Father of the petitioner alienated the balance extent of land and the purchasers have already constructed houses. It, is therefore, asserted that no land is available to the petitioner in Survey No.134. It is further asserted that the respondents are not interfering with the land of the petitioner in Survey Nos.130, 131, 132 and 160.

3. The averments in the affidavit filed in support of the contempt case itself state that there was an attempt to dispossess and the deponent asserts that he is not interfering with the other

extent of land and to the extent of land acquired only, the Government is in possession. Therefore, it cannot be said that the directions of this Court are violated much less deliberately and willfully warranting initiation of contempt proceedings.

4. The contempt case is accordingly closed, leaving it open to the petitioner to prosecute the pending writ petition. Miscellaneous petitions, if any, pending shall stand closed.

SD/-C.V.MALLIKARJUNA VARMA
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. Sri Somesh Kumar, I.A.S. , Principal Secretary, Revenue Department, Secretariat, Hyderabad, State of Telangana.
2. Sri Prashanth Jeevan Patil, District Collector, Nalgonda District, Nalgonda, Telangana State.
3. Sri Jagadishwar Reddy, Revenue Divisional Officer, Chityala Division, Nalgonda District.
4. Sri Garlapati Krishna Reddy, Tahsildar, Chityala Mandal, Nalgonda District.
5. Two CCs to G.P. ROE REVENUE(Land Acquisition), High Court for the State of Telangana, at Hyderabad [OUT]
6. One CC to SRI. RAPOLU BHASKAR Advocate [OPUC]
7. One CC to SRI. . RAJASRIPATHYRAO, Advocate [OPUC]
8. Two CD Copies
9. One Spare Copy

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HIGH COURT

DATED:05/11/2021

ORDER

CC.No.754 of 2020



Closing the contempt case

No costs

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REMA
05/11/2021