

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

FRIDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

**THE HONOURABLE SRI JUSTICE K.LAKSHMAN
WRIT PETITION NO: 46646 OF 2022**

Between:

1. J. Vijay Kumar, s/o. Bhagavan Rao, Indian, Aged 50 Years, R/o. 1-77, Bairapoor Village, Birkoor Mandal, Kamareddy District.
2. J. Sangeetha, w/o. J. Vijay Kumar, Indian, Aged 42 Years, R/o. 1-77, Bairapoor Village, Birkoor Mandal, Kamareddy District.
3. J. Subhadra, w/o. Bhagavan Rao, Indian, Aged 70 Years, R/o. 1-77, Bairapoor Village, Birkoor Mandal, Kamareddy District.

...PETITIONERS

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Kamareddy, Kamareddy District.
3. The Tahsildar, Birkoor Mandal, Kamareddy District.
4. The Assistant Director (Survey), Kamareddy District, Kamareddy.

...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 an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not conducting survey pursuant to the F-Line Application Numbers AA5910386, AA5910379 and AA5910383 dated 24/11/2022 as illegal, null, void and arbitrary and consequently direct the respondents to conduct the survey for the petitioners lands situated at Bairapoor Village as per F-Line Application dated 24/11/2022.

IA NO: 1 OF 2022

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 Respondents to conduct survey of petitioners lands pursuant to the F-Line Applications Nos. AA5910386, AA5910379 and AA5910383 dated 24/11/2022 forthwith, pending disposal of the writ petition.

Counsel for the Petitioners: SRI K. DURGA PRASAD

Counsel for the Respondents: ASST. GP FOR REVENUE

The Court made the following: ORDER

HON'BLE SRI JUSTICE K. LAKSHMAN

WRIT PETITION No.46646 OF 2022

ORAL ORDER:

Heard learned counsel for the petitioners and learned Assistant Government Pleader for Revenue appearing on behalf of the respondents.

2. The petitioners herein are claiming that petitioner No.1 is the absolute owner and possessor of the agriculture land admeasuring Acs.7.00 guntas in Survey Nos.41/2, 42/1/1, 42/2AA/1/1/1/1 and 133/1, petitioner No.2 is owner and possessor of the land admeasuring Acs.17.20 guntas in Survey Nos.7/3, 106, 135, 136 and 137 and petitioner No.3 is the owner and possessor of the land admeasuring Acs.17.20 guntas in Survey Nos.133, 134, 135, 136 and 137, situated at Barrapoor Village, Birkoor Mandal, Kamareddy District. In proof of the same, they have filed Photostat copies of I-B Forms (ROR) and latest patniadar pass books. They have submitted F-Line applications vide TIDR022200866283, TIDR022200866260, and TIDR022200866267, dated 24.11.2022 with respondent Nos.2 and 3 with a request to conduct survey of the aforesaid. Despite receiving

and acknowledging the said F-line applications, respondent Nos.2 and 3 did not act upon the same. Therefore, the present writ petition.

3. On the other hand, learned Assistant Government Pleader for Revenue, on instructions, would submit that respondents will consider the applications of the petitioners herein and pass necessary orders thereon.

4. In view of the above, this writ petition is disposed of directing respondent Nos.3 and 4 to consider the aforesaid F-line applications dated 24.11.2022 submitted by the petitioners and pass appropriate orders in accordance with law by putting the petitioners herein and all affected persons on notice and affording them an opportunity of hearing. If respondent Nos.3 and 4 are not inclined to consider the requests of the petitioners, they shall give specific reasons to that effect. They shall communicate a copy of the order to the petitioners. They shall complete the entire exercise within forty five (45) days from the date of receipt of copy of this order. However, there shall be no order as to costs.

As a sequel, the miscellaneous petitions, if any, pending in the writ petition shall stand closed.

//TRUE COPY//

SD/-A.V.S.PRASAD
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, The State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Kamareddy, Kamareddy District.
3. The Tahsildar, Birkoor Mandal, Kamareddy District.
4. The Assistant Director (Survey), Kamareddy District, Kamareddy.
5. One CC to SRI K. DURGA PRASAD, Advocate [OPUC]
6. Two CCs to C/P FOR REVENUE, High Court for the State of Telangana. [OUT]
7. Two CD Copies

BN
GJP

KKS

HIGH COURT

DATED:30/12/2022

ORDER

WP.No.46646 of 2022



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

10 copies
KKs
28/01/23