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

FRIDAY, THE TWENTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION NO: 35894 OF 2024

Between:

B. Krishna Rao, S/o. B.K.V. Subba Rao, aged 56 yrs., Occ. Business, R/o. Flat No.302, Plot No.128, 129, Sai Krishna Brindavanam, Chandu Layout, Pragathi Nagar, Beside Nizampet, Hyderabad - 500 090.

...PETITIONER

AND

1. State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Ranga Reddy District.
3. Mandal Revenue Officer, Moinabad Mandal Ranga Reddy 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 action of respondent No.2 in rejecting the petitioners online application No.2200020149 vide endorsement message dated 15-09-2023 without assigning any reasons and stated as it is cancelled as per CCLAas illegal, arbitrary, unconstitutional and without jurisdiction and set aside endorsement message dated 15-09-2023 and further direct the respondent No.2 to consider the application of the petitioner vide No.2200020149 dated 17-05-2022 and rectify the error by deleting that the land is a Lavuni Patta land.

IA NO: 1 OF 2024

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 grant Interim Direction directing the respondent No.2 to consider the petitioner's application No.2200020149 dated 17-05-2022 pending disposal of the writ petition.

Counsel for the Petitioner: M/s CHENNABOINA SHRAVANI
Counsel for the Respondents: AGP FOR REVENUE

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE C.V.BHASKAR REDDY

WRIT PETITION No.35894 of 2024

ORDER:

This writ petition is filed with the following relief:-

> *"...to issue a Writ of Mandamus or any other appropriate writ, order or direction, declaring the action of respondent No.2 in rejecting the petitioner's online application No.2200020149 vide endorsement message dated 15-09-2023 without assigning any reasons and stated as it is cancelled as per CCLA as illegal, arbitrary, unconstitutional and without jurisdiction and set aside endorsement message dated 15-09-2023 and further direct the respondent No.2 to consider the application of the petitioner vide No.2200020149 dated 17-05-2022 and rectify the error by deleting that the land is a Lavuni Patta land and pass such other order or orders may deem fit and proper in the circumstances of the case"*

2. Considered the submissions of the learned counsel for the parties and with their consent this writ petition is disposed of at the admission stage.

3. It is stated that the petitioner is the pattadar and possessor of the agricultural land to an extent of Ac.01-00 guntas in survey No.99/2, situated at Venkatapur Village of Moinabad Mandal, having purchased the same under registered sale deed dated 11.07.2005. It is stated that the petitioner's name has been recorded in the revenue records as pattadar and also issued pattadar passbooks and title deeds under the provisions of the ROR Act, 1971. It is further stated that when he made an application for issuance of e-pattadar passbooks as per the provisions of the ROR Act, 2020, the authorities have classified the

nature of the land as Lavuni Patta. It is stated that in all the revenue records from Sethwar to Kasra pahani and Sessala pahani, the nature of the land has been depicted as patta land, therefore, the petitioner purchased the land under a registered sale deed. Without taking into consideration of the entries made in existing record, when the respondents have classified the nature of the land as Lavuni Patta, he was constrained to submit an application vide application No.2200020149.

4. The grievance of the petitioner is the respondents without taking into consideration of the entries made in revenue records, have rejected the application submitted by him without assigning any reasons.

5. This Court has carefully examined rejection orders passed by the respondents. Except stating that the application of the petitioner has been rejected, no reasons whatsoever have been assigned. The orders passed by the respondent authorities without assigning any reasons are in violation of principles of natural justice.

6. Accordingly, the impugned rejection order dated 15.09.2023 is set aside directing the respondents to re-consider the application submitted by the petitioner duly taking into consideration of the

entries made in earlier revenue records and pass a reasoned order and communicate the reasons thereon to the petitioner, within a period of three months from the date of receipt of a copy of this order.

7. With the above observations, the writ petition is disposed of. No order as to costs.

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

SD/-A. SRINIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. Principal Secretary, Revenue Department, Secretariat, Hyderabad, State of Telangana.
2. The District Collector, Ranga Reddy District.
3. Mandal Revenue Officer, Moinabad Mandal Ranga Reddy District.
4. One CC to M/s CHENNABOINA SHRAVANI, Advocate [OPUC]
5. Two CCs to GP FOR REVENUE, High Court for the State of Telangana, at Hyderabad. [OUT]
6. Two CD Copies

PSK.
BS

HIGH COURT

DATED:20/12/2024

ORDER

WP.No.35894 of 2024



DISPOSING OF THE WRIT PETITION WITHOUT COSTS

9 copies
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13/2/25