

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

TUESDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION NO: 36835 OF 2024

Between:

1. Chevella Siddaiah, S/o Chevella Ailaiah, Aged about 80 years, Occ Agriculture, R/o H.No.2-48, Itikyalapally Village, Bachannapet Mandal, Jangaon District, Telangana State
2. Chevella Swamy, S/o Chevella Siddaiah, Aged about 33 years, Occ Agriculture, R/o H.No.2-48, Itikyalapally Village, Bachannapet Mandal, Jangaon District, Telangana State

...PETITIONERS

AND

1. The State of Telangana, Rep by its Principal Secretary, Revenue Department, Secretariat, Hyderabad
2. The Special Tribunal, Jangaon District
3. The District Collector, Jangaon District, Telangana State
4. The Additional Collector, Jangaon District, Telangana State
5. The Tahsildar, Bachannapet Mandal, Jangaon District, Telangana State
6. Ponna Ravi, S/o Ramulu, Aged about 40 years, Occ Agriculture, R/o Aleempur Village, Bachannapet Mandal, Jangaon District, Telangana State
7. Umentala Upender Reddy, S/o Narsi Reddy, Aged about 42 years, Occ Agriculture, R/o Aleempur Village, Bachannapet Mandal, Jangaon District, Telangana State
8. Ponna Balaiah, S/o Sailu, Aged about 53 years, Occ Agriculture, R/o Aleempur Village, Bachannapet Mandal, Jangaon District, Telangana State
9. Ponna Karunakar, S/o not know to the Petitioner, Aged about 54 years, Occ Agriculture, R/o Aleempur Village, Bachannapet Mandal, Jangaon District, Telangana State
10. Chunchu Ailaiah, S/o Sailu, Aged about 48 years, Occ Agriculture, R/o Aleempur Village, Bachannapet Mandal, Jangaon District, Telangana State
11. Ponna Kanakaiah, S/o Yadaiah, Aged about 56 years, Occ Agriculture, R/o Aleempur Village, Bachannapet Mandal, Jangaon District, Telangana State
12. Meka Beeraiah, S/o Mallaiah, Aged about 54 years, Occ Agriculture, R/o Aleempur Village, Bachannapet Mandal, Jangaon District, Telangana State

...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 Writ, Order or direction, or any other appropriate Order one in the nature a WRIT OF MANDAMUS, declaring the action of the Resaondent No.4 not

implementing the enquiry report of the Respondent No.5 vide Rc.No.B/2236/2019 dated 21.12.2024, knowing well that the unofficial Respondents have played fraud got mutated over Sy.No.147, 148, 149 which belongs to the Petitioners, basing on the fraudulent documents by mentioning different survey numbers i.e., Sy.No.68.147, 68.148, 68.149, total extent nearly Ac.32-00gts, which belongs to Government, Itikyalapally Village, Bachannapet Mandal, Jangaon District, without verifying the same passing the Order vide Rc.No.E3/496/2021 in Appeal No.1/2378/2018 dated 01.02.2021 by the Respondent No.2, as illegal, arbitrary and violation of principles of natural justice consequently set aside the Order vide Rc.No.E3/496/2021 in Appeal No.1/2378/2018 dated 01.02.2021 passed by the Respondent No.2 by directing the Respondent No.4 to implement the enquiry report vide Rc.No.B/2236/2019 dated 21.12.2024 passed by the Respondent No.5.

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 direct the Respondent No 4 to implement the enquiry report vide Rc.No.B/2236/2019 dated 21.12.2024 passed by the Respondent No.5, pending disposal of the main Writ Petition.

Counsel for the Petitioners: SRI M.A.K.MUKHEED

**Counsel for the Respondent Nos.1 TO 5: SRI L.RAVINDER, AGP FOR
REVENUE**

Counsel for the Respondent Nos.6 TO 12: --

The Court made the following: ORDER

HON'BLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION No.36835 of 2024

ORDER:

This Writ Petition is filed seeking the following relief:-

"...writ of mandamus declaring the action of respondent No.4 not implementing the enquiry report submitted by respondent No.5 *vide* Rc.No.B/2236/2019, dated 21.12.2024 knowing well that the unofficial respondent Nos.6 to 12 have played fraud got mutated the land in Sy.Nos.147, 148 and 149 which belongs to the petitioners, basing on the fraudulent documents by mentioning different survey numbers i.e., Sy.No.s 68.147, 68.148 and 68.149, total extent nearly Acs.32.00 guntas which belongs to Government, Itikyalapally Village, Bachannapet Mandal, Jangoan District, without verifying the same passing the order *vide* Rc.No.E3/496/2021 in Appeal No.I/2378/2018, dated 01.02.2021 by respondent No.2, as illegal, arbitrary and violation of principles of natural justice..."

2. It is stated that respondent Nos.6 to 12 have obtained pattadar passbook by playing fraud for non-existing lands/survey numbers. It is further stated that respondent No.5 after conducting a detailed enquiry has categorically observed that one Mr.Kamalla Komaraiah and Rasu Mallaiah jointly sold the land to an extent of Acs.5.10 guntas in Sy.No.68.147; Acs.9.12 guntas in Sy.No.68.148 and Acs.9.12 guntas in Sy.No.68.149 and on verification of the records, no survey numbers i.e., Sy.Nos.68.147 or 68.148 or 68.149 are recorded in any of the pahani of the

village. It is further stated in the report that the name of the sellers of the mentioned deeds are not reflecting at pattadar column in the pahanies either for Sy.No.68 or for Sy.Nos.147, 148, 149 of the said Village and consequently, respondent No.5 had submitted a report before respondent No.3-District Collector *vide* Rc.No.B/2236/2019, dated 21.12.2024 for taking necessary action. The grievance of the petitioners is that even after receiving the said report, respondent No.3 has not taken any action on the said report either for cancellation of pattadar passbooks issued in favour of respondent No.6 or deletion of the entries in the Dharani Portal.

3. Considered the submissions of the learned counsel for the petitioners and Sri L.Ravinder, learned Assistant Government Pleader for Revenue appearing for respondent Nos.1 to 5 and with their consent, this writ petition is disposed at the admission stage. In view of the nature of relief sought for in this writ petition, issuance of notice to the unofficial respondent is dispensed with.

4. Learned counsel for the petitioners has vehemently contended that taking advantage of the entries being made in Dharani Portal and also issuance of pattadar passbooks, respondent Nos.6 to 12 have been receiving various incentives and

investment subsidies sanctioned from the State Exchequer, for non existing lands.

5. In view of the above submissions and since serious allegations have been made by the petitioners, this Court, instead of examining the same, deems it appropriate to dispose of this writ petition directing respondent No.3 to examine the said issues duly taking into consideration of the report, dated 21.12.2024 being submitted by respondent No.5 *vide* proceedings No.B/2236/2019 after issuing notice to all the effected and interested parties including the petitioners and the unofficial respondents and after verification of the revenue records, pass a reasoned order in accordance with law and communicate the decision thereon to the petitioners. The entire exercise shall be completed within a period of three (03) months from the date of receipt of a copy of this order.

6. With the above observations, this Writ Petition is disposed of. There shall be no order as to costs.

7. As a sequel, the miscellaneous petitions pending, if any, shall stand closed.

SD/-V. KAVITHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal Secretary, Revenue Department, Secretariat, Hyderabad, State of Telangana.
2. The Special Tribunal, Jangaon District
3. The District Collector, Jangaon District, Telangana State
4. The Additional Collector, Jangaon District, Telangana State
5. The Tahsildar, Bachannapet Mandal, Jangaon District, Telangana State
6. One CC to SRI M.A.K.MUKHEED, Advocate [OPUC]
7. Two CCs to GP FOR REVENUE, High Court for the State of Telangana, at Hyderabad. [OUT]
8. Two CD Copies

PSK.
BS

HIGH COURT

DATED:31/12/2024

ORDER

WP.No.36835 of 2024

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

11 copies
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10/11/25