

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**THURSDAY, THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE J SREENIVAS RAO

CONTEMPT CASE NO: 2376 OF 2017

Contempt Case under Sections 10 to 12 of Contempt of Courts Act R/w Article 215 of Constitution of India to punish the respondents for disobedience of the orders of this Hon'ble Court Dated: 21.11.2016 in W.P.No.39875 of 2016.

Between:

1. Thotapally Rajalingu, S/o. Posham Age 61 years, Occ Agriculture, R/o. Amarvadi, Mancherial, Adilabad District.
2. Thotapally Shankar @ Shankariah,, S/o. Posham, Age 54 years, Occ Agriculture, R/o. Amarvadi, Mancherial, Adilabad District.

...PETITIONERS/WRIT PETITIONERS

AND

1. Budhha Prasad, S/o.Not known to the petitioner, The Collector and District Executive Magistrate, Adilabad District. (The District Collector is now shown as Contemnor No.1 as per the directions dt.21.11.2016 granted inWP. No.39875 of 2016 of the of this Honble Court).
2. Mr.M.Sadanandam, S/o. not known to the Petitioners, Age Major, the Tahsildar/Mandal Revenue Officer, Mancherial,Adilabad District.

...CONTEMNORS/RESPONDENTS

APPL. NO: 1192 OF 2017

Between:

1. Thotapally Rajalingu, S/o. Posham Age 61 years, Occ Agriculture, R/o. Amarvadi, Mancherial, Adilabad District.
2. Thotapally Shankar @ Shankariah,, S/o. Posham, Age 54 years, Occ Agriculture, R/o. Amarvadi, Mancherial, Adilabad District.

...PETITIONERS/WRIT PETITIONERS

AND

1. Budhha Prasad, S/o.Not known to the petitioner, The Collector and District Executive Magistrate, Adilabad District. (The District Collector is now shown as Contemnor No.1 as per the directions dt.21.11.2016 granted inWP. No.39875 of 2016 of the of this Honble Court).

2. Mr.M.Sadanandam, S/o. not known to the Petitioners, Age Major, the Tahsildar/Mandal Revenue Officer, Mancherial,Adilabad District.

...CONTEMNORS/RESPONDENTS

3. Mr. R.V. Karnan, S/o.Not Known to the petitioner, The Collector & District Executive Magistrate, Mancherial district.

**...PROPOSED IMPLEADED
CONTEMNOR No.3**

Petition under Order 1 Rule 10 of CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to implead Sri. R.V.Karnan, Collector and District Executive Magistrate, Mancherial District as respondent No.3 /contemnors No.3 in the above Contempt Case in CC.No.2376 of 2017 in the interest of justice.

Counsel for the Petitioners: SRI SRINIVASA RAO PUTLURI

Counsel for the Respondent Nos 1& 2: AGP FOR REVENUE

The Court made the following: ORDER

HON'BLE SRI JUSTICE J. SREENIVAS RAO

CONTEMPT CASE No.2376 of 2017

ORDER:

This Contempt Case is filed by invoking the provisions under Sections 10 to 12 of Contempt of Courts Act for non-implementation of the order passed by this Court on 21.11.2016 in W.P.No.39875 of 2016.

2. Heard Sri P.Srinivasa Rao, learned counsel for the petitioners and learned Assistant Government Pleader for Revenue appearing for the respondents.
3. Learned counsel for the petitioners vehemently contended that inspite of the specific direction issued by this Court while disposing of the Writ Petition on 21.11.2016, respondents have not taken any steps to consider the application submitted by the petitioners on 17.12.2015 for correction of entries in respect of the land admeasuring Ac.3.09 gts. in Sy.No.197 situated at Garimella Village, Mancherial Mandal, Adilabad District (presently Mancherial District), without any valid reasons.

4. Learned Assistant Government Pleader submits that during pendency of the Contempt Case, the State of Telangana, while repealing the Pattadar Pass Books Act, 1971 introduced Record of Rights under the Telangana Rights in land and Pattadar Pass Books Act, 2020 (Telangana Act No.9 of 2020) and also framed Rules *vide* G.O.Ms.No.4, Revenue(Assignment-I) Dept., dated 12.01.2021 and by virtue of the new enactment and Rules thereunder, the petitioners have to make online application in Dharani Portal for correction of entries in respect of the subject property to the District Collector, Mancherial and as soon as the petitioners submits such application, the District Collector, Mancherial District will consider the same in accordance with law.

5. In view of the same, this Court does not find any merit in the Contempt Case and the respondents have not intentionally or willfully violated the order passed by this Court on 21.11.2016.

6. Learned counsel for the petitioners submits that petitioners may be granted liberty to submit online application as per Telangana Act No.9 of 2020.

7. In view of the above said submissions, the Contempt Case is closed, granting liberty to the petitioners to make online application invoking the Rules under Dharani Portal within a period of four (4) weeks from the date of receipt of a copy of this order and on such application being made, the District Collector, Mancheri is directed to consider the same and pass appropriate orders in accordance with law, within a period of eight (8) weeks from thereafter. No costs.

Pending miscellaneous applications, if any, shall stand closed.

Sd/- T.KRISHNA KUMAR
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The District Collector, Mancheri District.(by RPAD)
2. One CC to Sri Srinivasa Rao Putluri, Advocate [OPUC]
3. Two CCs to GP for Revenue, High Court for the State of Telangana. [OUT]
4. Two CD Copies

Plp/gh

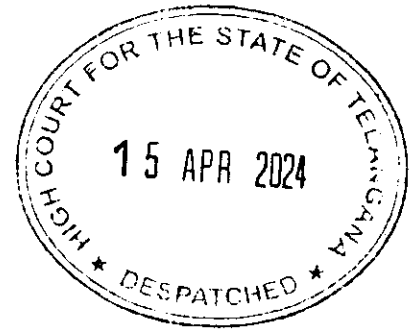


HIGH COURT

DATED:15/02/2024

ORDER

CC.No.2376 of 2017



CLOSING THE CONTEMPT CASE

⑧ VW
23/3/24