IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

(Special Original Jurisdiction)

WEDNESDAY, THE TWELFTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 3358 OF 2025

Between:

1. K Nallappa, s/o (Late) K Naganna, Aged about 45 years,
2. K. Vannurappa, s/o o (Late) K Naganna, Aged about 43 years,
3. K. Nagalinga, s/o (Late) K Naganna, Aged about 40 years,
4. K. Adeppa, s/o (Late) K Naganna, Aged about 35 years.

[All are R/o K. Chedulla village, Korapadu (PO), BK Samudram Mandal, Anantapur District]

...PETITIONER'S

AND

1. The State of Andhra Pradesh. Represented by its Principal Secretary, Revenue Department (assignment). Secretariat at Velagapudi, Guntur District.
2. The District Collector, Anantapur District.
3. The Revenue Divisional Officer, Anantapur. Anantapur District.
4. The Tahsildar, BK Samudram Mandal, Anantapur District.
5. The State S.H.O, BK Samudram, Anantapur 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**, declaring the action of the respondents 4 and 5 interfering the petition schedule property of the petitioners and obstructed the petitioners in Sy. No.106-1A1A an extent of Ac.1-50 cents situated in Chedhulla village, B.K.Samudram Mandal, Anantapuramu District in as illegal, arbitrary, and against law. and

consequently direct the respondents 4 and 5 not to interfere with the petition schedule property of the petitioners.

IA NO: 1 OF 2025

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 4 and 5 not to interfere with the petitioner's schedule property in Sy. No.106-1A1A situated in Chedhulla village, B.K. Samudram Mandal, Anantapuramu District pending the disposal of the writ petition.

Counsel for the Petitioner's:SRI. INENI VENKATA PRASAD

Counsel for the Respondent No's. 1 to 4: SRI A ARJUN CHOWDHARY AGP FOR REVENUE

Counsel for the Respondent No.5: SRI AJAY BABU, AGP FOR HOME

The Court made the following ORDER:

APHC010059862025

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3328]
(Special Original Jurisdiction)

WEDNESDAY ,THE TWELFTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 3358/2025

Between:

1. K NALLAPPA. S/O (LATE) K NAGANNA, AGED ABOUT 45 YEARS,
2. K. VANNURAPPA, S/O O (LATE) K NAGANNA. AGED ABOUT 43 YEARS,
3. K. NAGALINGA, S/O (LATE) K NAGANNA, AGED ABOUT 40 YEARS.
4. K. ADEPPA, S/O (LATE) K NAGANNA, AGED ABOUT 35 YEARS. ALL ARE R/O K. CHEDULLA VILLAGE, KORAPADU (PO), BK SAMUDRAM MANDAL, ANANTAPUR DISTRICT.

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PRINCIPAL SECRETARY, REVENUE DEPARTMENT (ASSIGNMENT). SECRETARIAT AT VELAGAPUDI, GUNTUR DISTRICT.
2. THE DISTRICT COLLECTOR. ANANTAPUR DISTRICT.
3. THE REVENUE DIVISIONAL OFFICER. ANANTAPUR. ANANTAPUR DISTRICT.
4. THE TAHSILDAR, BK SAMUDRAM MANDAL, ANANTAPUR DISTRICT.
5. THE STATE S H O, BK SAMUDRAM, ANANTAPUR DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner(S):

1. INENI VENKATA PRASAD

Counsel for the Respondent(S):

1. GP FOR HOME

2. GP FOR REVENUE

The Court made the following:

ORAL ORDER:

Heard Sri Ineni Venkata Prasad, learned Counsel for the Writ Petitioners, Sri K. Arjun Chowdhary, learned Assistant Government Pleader for Revenue appearing for the Respondent Nos.1 to 4 and Sri Ajay Babu, learned Assistant Government Pleader for Home appearing for the Respondent No.5.

2. The present Writ Petition is filed by the Writ Petitioners seeking a mandamus not to interfere with the peaceful possession of the Writ Petitioners. Writ Petitioners claimed the right of ownership vide DKT Patta granted in the year 2013. Learned Counsel for the Writ Petitioners has drawn the attention of this Court to the DKT Patta dated 30.12.2013 (Ex.P.4).

3. Sri K. Arjun Chowdhary, learned Assistant Government Pleader for Revenue has submitted the Written Instruction furnished by the Tahsildar of Bukkarayasamudram Mandal dated 06.02.2025. Copy of it is served on the Counsel for the Writ Petitioners as well. This Written Instruction is taken on record. The relevant portion of the said Written Instruction is usefully extracted hereunder:

> "R4 : Further I submit that, as writ petition filed by the petitioners, we are not interfere the petitioner's subject land in Sy.No.106-1A1A an extent of acres 1-50 cents of Chedulla Village of Bukkarayasamudram Mandal as the land was assigned to the petitioner's father, namely K. Naganna S/o K. Lingappa, though D-Patta bearing No.D.A.R.Dis.No.25/1423, dated 30-12-2013."

4. The above extract would indicate that the Official Respondents are not interfering with the Petitioners' land with regard to an extent of Acs.1.50 cents in Sy.No.106-1A1A of Chedhulla Village, B.K. Samudram Mandal, Ananthapuramu District.

5. Having regard to the above extract, this Court deems it appropriate to dispose of this Writ Petition, at the admission stage, without going into the merit, directing the Official Respondents to follow the due process of law if any coercive action is sought to be initiated against the Writ Petitioners in the future.

6. With these observations and directions, this Writ Petition stands disposed of. No order as to costs.

7. Interlocutory Applications, if any, stand closed in terms of this order.

SD/- K SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department (assignment), State of Andhra Pradesh, Secretariat at Velagapudi, Guntur District.
2. The District Collector, Anantapur District.
3. The Revenue Divisional Officer, Anantapur, Anantapur District.
4. The Tahsildar, BK Samudram Mandal, Anantapur District.
5. The S.H.O, BK Samudram, Anantapur District.
6. One CC to Sri Ineni Venkata Prasad, Advocate [OPUC]
7. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
8. Two CCs to GP FOR HOME, High Court Of Andhra Pradesh. [OUT]
9. Three CD Copies

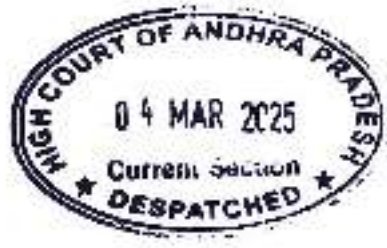
PRK

HIGH COURT

DATED:12/02/2025

ORDER

WP.No.3358 of 2025



DISPOSING OF THE W.P., WITHOUT COSTS