APHC010565072026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3331]**
(Special Original Jurisdiction)

MONDAY, THE 26th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 30860/2026

Between:

1. GURUJU SOMARAJU, S/O BALARAJU, AGED ABOUT 43 YEARS. OF 2026 OCC CULTIVATION, RESIDING AT KARAGRAHARAM VILLAGE MACHILIPATNAM MANDAL, KRISHNA DISTRICT, ANDHRA PRADESH.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PRINCIPAL SECRETARY, REVENUE DEPARTMENT, A.P. SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT, ANDHRA PRADESH- 522238.
2. THE DISTRICT COLLECTOR, KRISHNA DISTRICT, COLLECTORATE COMPLEX, CHILAKALAPUDI, MACHILIPATNAM, KRISHNA DISTRICT, ANDHRA PRADESH- 521002.
3. THE REVENUE DIVISIONAL OFFICER, REVENUE DIVISIONAL OFFICE, CHILAKALAPUDI. MACHILIPATNAM, KRISHNA DISTRICT, ANDHRA PRADESH- 521002.
4. THETAHSILDAR, OFFICE OF THE TAHSILDAR, MACHILIPATNAM NORTH MANDAL, MACHILIPATNAM, KRISHNA DISTRICT, ANDHRA PRADESH- 521001.

...RESPONDENT(S):

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 Wherefore, for the reasons stated above, it is prayed that this Honble Court may be pleased to issue a Writ, Order, or Direction, more particularly one in the nature of Writ of Mandamus, declaring the acts of the 4th respondent in issuing the impugned Form II notice number Rc.A.624/2026 dated 28-09-2026 under section 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Rules, 2007 as illegal, arbitrary, without jurisdiction, and violative of Articles 14 and 300A of the Constitution of India, and consequently set aside the same and pass such other order or orders as this Honble Court may deem fit and proper in the circumstances of the case, and to pass

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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 stay of all further proceedings pursuant to Form II notice number Rc.A.624/2026 dated 28-09-2026 under section 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Rules, 2007 and all consequential proceedings pursuant to section 3 notice of Andhra Pradesh Assigned Lands (Prohibition of Transfers) Rules 2007, insofar as the petitioner's land is concerned, pending disposal of the above writ petition, and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case, pending disposal of the above writ petition and to pass

Counsel for the Petitioner:

1. R SUDHA RANI

Counsel for the Respondent(S):

1. GP FOR REVENUE

The Court made the following:

::ORDER::

Heard Sri Ravi Teja, learned counsel representing Smt. Sudha Rani, learned counsel for the petitioner and Sri Chandra Sekhar, learned Assistant Government Pleader for Revenue, for respondents 1 to 4.

2. The above writ petition was filed assailing the Form-II notice issued by respondent No.4 vide Rc.A.624/2026, dated 28.09.2026, under Section 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Rules, 2007.

3. Learned counsel for the petitioner would submit that the petitioner purchased the property under two registered sale deeds, dated 14.06.1983 and has been in possession of the property to an extent of Ac.1-16 cents in Survey No.518-1 (518 part), Chilakalapudi Village, Machilipatnam Mandal. While the matter stood thus, the Tahsildar, Machilipatnam North, issued a notice in Form-II, dated 28.09.2026-Ex.P1, pointing out violation of conditions of the assignment and contravention of the provisions of Section 3(2) of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977, in respect of the aforementioned land.

4. Learned Assistant Government Pleader for Revenue produced instructions furnished by respondent No.4, along with a copy of the order passed vide Rc.A.624/2026, dated 23.10.2026 and submitted that notices in Forms-I and II were issued to the petitioner, in response to which the petitioner submitted an explanation. He would submit that, after considering the explanation and following the procedure, the authority passed the order dated 23.10.2026 ordering eviction of the assignees in respect of the land mentioned therein (subject land).

5. In reply, learned counsel would urge and seek leave of the Court to challenge the order dated 23.10.2026 passed by the Tahsildar.

6. Given the above facts and circumstances of the case, keeping the writ petition pending and inviting counter will not serve any purpose. Hence, the writ petition is disposed of at the admission stage with the consent of learned counsel on either side, giving liberty to the petitioner to challenge the order passed by the Tahsildar, vide Rc.A.624/2026, dated 23.10.2026 before the appropriate forum. No costs.

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

JUSTICE SUBBA REDDY SATTI

Date: 26.10.2026

IKN