APHC010719592018

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3396]**
(Special Original Jurisdiction)

TUESDAY, THE 3rd DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE DR. JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION No: 34834/2018

Between:

1. K. SUNDARA RAMA RAJU, S/O. LATE SRI KRISHNAM RAJU INDIAN, AGED 67 YEARS, R/O. SY.NO.611P RUSHIKONDA VILLAGE, VISAKHAPATNAM RURAL VISAKHAPATNAM.

...PETITIONER

AND

1. STATE OF ANDHRA PRADESH, REP. BY ITS SECRETARY, TOURISM DEPARTMENT SECRETARIAT, VELAGAPUDI, GUNTUR
2. THE DISTRICT COLLECTOR, VISAKHAPATNAM AT VISAKHAPATNAM
3. DISTRICT FOREST OFFICER, VISAKHAPATNAM (SOCIAL FOREST WING, VISAKHAPATNAM)
4. TAHSILDAR, VISAKHAPATNAM RURAL MANDAL CHINNAGADILI, VISAKHAPATNAM

...RESPONDENT(S):

Counsel for the Petitioner:

1. SODUM ANVESHA

Counsel for the Respondent(S):

1. GP FOR FORESTS (AP)
2. GP FOR REVENUE (AP)
3. GP FOR TOURISM(AP)

The Court made the following:

ORDER:

This Writ Petition is filed under Article 226 of Constitution of India with the following prayer for:

> "*.... a Writ of Mandamus declaring the action of the Respondents in trying to disposes the Petitioner from his land in an extent of Ac.0-80 cents in Survey No.61/P situated at Rushikonda Village, Visakhapatnam Rural, Visakhapatnam as illegal, null, void and arbitrary and consequently direct the Respondents not to interfere with the possession and enjoyment of Petitioner's property in an*

extent of Ac.0-80 cents in Survey No.61/P situated at Rushikonda Village, Visakhapatnam Rural, Visakhapatnam."

2. Heard Sri P.Veera Reddy, learned Senior Counsel assisted by Ms.V.V.N.V.Teja, on behalf of Ms.Sodum Anvesha, learned counsel for the Petitioner and Ms.K.Sivajyothi, learned Assistant Government Pleader for Forest.

3. Learned Senior Counsel for the Petitioner would submit that this writ petition is filed seeking a direction against the Respondents not to interfere with the peaceful possession and enjoyment of the Petitioner's land to an extent of Ac.0.80 cents in Sy.No.61/P of Rushikonda Village, Visakhapatnam Rural.

4. Respondent No.3 – Forest Department filed counter clarifying that the Petitioner's claim regarding issuance of Ryotwari Patta in the year 1961 in Survey No.61/P and it is a Government Revenue land. It is further averred that the Forest Department has no jurisdiction over the land which was allotted under Ryotwari Patta.

5. The Counter filed by Respondent No.4 - Revenue Department would show that the schedule land claimed by the Petitioner in Sy.No.61/P of Rushikonda Village is classified as 'Sarkar Punja (Zeroithi Land)' in the revenue records.

6. Learned Senior Counsel for the Petitioner would further submit that, in the light of the pleadings placed by the Revenue as well as the Forest Departments, before this Court, the Forest Authorities have nothing to do with

the subject land and it is a private land of the Petitioner. It is submitted that, recording their submissions, the petition may be disposed of.

7. As rightly put by the learned Senior Counsel for the Petitioner, Respondent Nos.3 and 4 in their counter clearly mentioned that they are not interfering with the possession and enjoyment of the Petitioner over the subject land.

8. Recording the submissions, since there is no dispute regarding the classification of the subject land and patta was also issued on 04.05.1961 i.e., about 50 years ago, the writ petition is disposed of. However, Respondents Authorities are directed not to interfere in the subject land. There shall be no order as to costs.

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

Dr.JUSTICE VENKATA JYOTHIRMAI PRATAPA

Date:03.11.2026
Dinesh

HON'BLE DR. JUSTICE VENKATA JYOTHIRMAI PRATAPA

W.P.No.34834 of 2018

Dt.03.11.2026

Dinesh