

HIGH COURT OF ANDHRA PRADESH

MAIN CASE No: W.P.No. 11724 of 2023

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE.
05	28.07.2023	<u>RC,J</u> When the matter is taken up for consideration, the learned counsel for the petitioner submitted that, there used to be a rice mill in the subject site and after death of her husband and son the petitioner removed the rice mill. While so, the respondent authorities are trying to demolish the fence and internal roads in the said land on the ground that the petitioner has laid unauthorized layout. In fact, the petitioner had never laid any unauthorized layout. Whereas the learned standing counsel for Grampanchayat submitted that the petitioner has laid unauthorized layout in the subject land . Thus, there is a serious dispute between the parties as to whether there was any layout in the subject land. Both the learned counsel requested this Court to appoint an Advocate Commissioner to inspect the subject land to find out the ground reality regarding existence of any layout or not. In view of the facts and circumstances of the case and in considering the request made by both the learned counsel, this Court is inclined to appoint an Advocate Commissioner to inspect the subject land to note down the physical features and file report.	

Accordingly, Sri G.Raju, Advocate, is appointed as Commissioner to inspect the subject land to note down the physical features as to whether there exist any layout in the subject land or not and file his report. The Advocate Commissioner shall issue notices to both the counsel intimating them the date of his visit, who inturn shall inform their respective parties of the date of visit of the commissioner. The Advocate Commissioner shall visit the subject land in the presence of both the parties, as far as practicable. Rs.25,000/- is tentatively fixed as fee and incidental expenses. The petitioner as well as the Grampanchayat shall pay the fee in equal halves to the Advocate commissioner. In case the version of the petitioner is found true, the Grampanchayat shall reimburse the half fee paid to the petitioner and vice versa.

Registry is directed to issue commission warrant as per procedure.

For filing commissioner's report, post on 18.08.2023.

The interim order granted earlier is extended for a period of six (06) weeks.

RC,J

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