

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

THURSDAY, THE TWENTIETH DAY OF JULY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WRIT PETITION NO: 17960 OF 2023

Between:

1. G Dhanalakshmi, W/o G Somaiah aged 55 years, R/o H No 9-18, Indira Colony, Madhepally road, Block No 3, Eluru Revenue village, Venkatapuram Panchayathi, Eluru Mandal, Eluru District
2. Talliboina Veeraswamy, S/o Somlu aged 75 years R/o D No 4-122/2, Ponagi village, Eluru Mandal Eluru District
3. Talliboina Srivivasa Rao, S/o.Venkateswara Rao Aged 50 years R/o, Ponagi village, Eluru Mandal Eluru District
4. Sri Dhanikonda Ramu, S/o. Basavaiah and Adi Peratamma aged 45 years R/o Ponagi village, Eluru Mandal Eluru District

Petitioners

AND

1. The Government of A.P., Rep. by its Principal Secretary Revenue Department, A.P. Secretariat, Amaravathi, Andhra Pradesh.
2. The District Collector, Eluru District, Eluru, Andhra Pradesh.
3. The Tahsildar, Eluru Rural Mandal, Eluru District, Andhra Pradesh.
4. The Station House Officer, Eluru Rural Police Station, Eluru Eluru District, Andhra Pradesh

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 or direction more particularly in the nature of writ of mandamus declaring the action of the respondents in threatening and trying to evict the petitioners forcibly and under threat of prosecution by implicating the petitioners in false criminal cases without payment of any compensation to their lands under the provisions of The Right to Fair Compensation and transparency in land acquisition, Rehabilitation and Resettlement Act No. 30 of 2013.as illegal, arbitrary, high handed, gross violation of principles of natural justice and cannot be justified in the eye of law and consequently direct the respondents not to evict the petitioners from their respective extents of land situated at Ponangi village, Eluru Mandal, West Godavari District, now in Eluru District, in the interest of justice.

IA NO: 1 OF 2023

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 not to evict the petitioners from their respective lands admeasuring Ac 0-80 cents, Ac 0-80 cents, Ac 0-36 ½ cents and 40 cents respectively, situated at Ponangi village, West Godavari District, now in Eluru District in the interest of justice, pending disposal of WP 17960 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri CH SRINIVAS Advocate for the Petitioner and of GP FOR REVENUE for the Respondent Nos.1 to 3, GP FOR HOME for Respondent No.4 and the Court made the following

ORDER:

"Heard learned counsel for the petitioner.

Learned Assistant Government Pleader for Revenue to secure specific instructions with reference to the averments made in paras 8 & 9 of the writ affidavit.

List the matter on 25.07.2023 in the Motion List.

In the meanwhile, *status quo* with regard to the subject matter property existing as on today shall be maintained in all respects.

Learned Assistant Government Pleader for Home shall also secure written instructions by the date of next adjournment. "

Sd/- G. HELA NAIDU
ASSISTANT REGISTRAR

//TRUE COPY//

For A

SECTION OFFICER

To,

1. The Principal Secretary Revenue Department, Govt. of Andhra Pradesh, A.P. Secretariat, Amaravathi, Andhra Pradesh. (by RPAD)
2. The District Collector, Eluru District, Eluru, Andhra Pradesh. (by RPAD)
3. The Tahsildar, Eluru Rural Mandal, Eluru District, Andhra Pradesh. (by RPAD)
4. The Station House Officer, Eluru Rural Police Station, Eluru Eluru District, Andhra Pradesh (by RPAD)
5. One CC to SRI. CH SRINIVAS Advocate [OPUC]
6. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
7. Two CCs to GP FOR HOME, High Court of Andhra Pradesh. [OUT]
8. One spare copy

npc

HIGH COURT

NJSJ

DATED:20/07/2023

List the matter on 25.07.2023 in the Motion List.

ORDER

WP.No.17960 of 2023

STATUS QUO

