

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

MONDAY, THE TWENTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

WRIT PETITION NO: 19776 OF 2023



Between:

Kanumula Jaya Prabha, W/o Krishnarao, Aged 65 years, Occ.-Housewife, R/o
01, J.K.Street, Duggi Village, Palakonda Mandal, Parvatipuram Manyam District.

Petitioner

AND

1. The State of Andhra Pradesh, Represented by it's Principal Secretary, Revenue Department, Secretariat Building, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Parvatipuram Manyam District, At Parvatipuram.
3. The Revenue Divisional Officer, Parvatipuram Manyam District, At Parvatipuram.
4. The Tahasildar, Palakonda Mandal, Parvatipuram Manyam District.
5. The Village Revenue Officer, Duggi Village, Palakonda Mandal, Parvatipuram Manyam District.
6. Sachivalayam Surveyor, Penukuvalasa, Palakonda Mandal, Parvatipuram Manyam 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, order or direction more particularly one in the nature of Mandamus declaring the action of the 4th respondent in issuing endorsement in Rc.No. 294/2023 JA dt 18.04.2023 refusing to issue pattadar pass books to petitioner in respect of lands in Sy No. 18-4 to an extent of Ac 2.85 cents, Sy No.6-6 to an extent of Ac 0.10 cents, Sy No.83-1 to an extent of Ac 1.63.5, Sy No.5-1 to an extent of 0.35cents, Sy No. 9-5 to an extent of Ac 0.35cents, Sy No.9-3, 9-3B to an extent of Ac 0.14cents, Sy No. 13-7 to an extent of Ac1.32 cts, Sy No.13-1 to an extent of Ac 1.32 cts, Sy No.38-2 to an extent of 0.05 cts, Sy No.23-5 to an extent of Ac 0.34 cts, Sy No.27-14 to an extent of Ac 0.20 cts, Sy No.6-4 to an extent of Ac 0.25 cts, Sy No.6-3P to an extent of Ac 0.06 cts, Sy No.31-4 to an extent of Ac 0.40 cts of Duggi Village, Palakonda Mandal, Srikakulam District now Parvatipuram Manyam District to which petitioner's father and others were declared as owners through judgment and decree dt 04.07.1987 in O.S.No. 36 of 1984 on the file of Subordinate Judge, Rajam as confirmed by Honourable High Court in A.S.No. 2343 of 1988 through order dt 06.04.2010 as illegal, arbitrary and violative of Article 14, 21 and 300 of Constitution of India and opposed to the provisions of A.P. Rights in Land and Pattadar Pass Books Act and consequently set aside the same

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Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the WRIT petition, the High Court may be pleased to direct the respondents not to issue D-Form patta in respect of lands situated in Sy No. 18-4 to an extent of Ac 2.85 cents, Sy No.6-6 to an extent of Ac 0.10 cents, Sy No.83-1 to an extent of Ac 1.63.5, Sy No.5-1 to an extent of 0.35cents, Sy No. 9-5 to an extent of Ac 0.35cents, Sy No.9-3, 9-3B to an extent of Ac 0.14cents, Sy No. 13-7 to an extent of Ac1.32 cts, Sy No.13-1 to an extent of Ac 1.32 cts, Sy No.38-2 to an

extent of 0.05 cts, Sy No.23-5 to an extent of Ac 0.34 cts, Sy No.27-14 to an extent of Ac 0.20 cts, Sy No.6-4 to an extent of Ac 0.25 cts, Sy No.6-3P to an extent of Ac 0.06 cts, Sy No.31-4 to an extent of Ac 0.40 cts of Duggi Village, Palakonda Mandal, Srikakulam District now Parvatipuram Manyam District to which petitioner's father and others were declared as owners through judgment and decree dt 04.07.1987 in O.S.No. 36 of 1984 on the file of Subordinate Judge, Rajam as confirmed by Hon'ble High Court in A.S.No. 2343 of 1988 through order dt 06.04.2010, Pending disposal of WP 19776 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 the Order of the High Court dt;07.08.2023 and upon hearing the arguments of M/s T V Sri Devi Advocate for the Petitioner, Assistant Government Pleader for Revenue for the Respondent Nos. 1 to 4, GP for Sachivalayam for the Respondent No.5, the Court made the following

ORDER

Heard the Learned Counsel for the petitioners.

List this case after three (3) weeks for filing Counter of the concerned respondents.

Interim orders granted on the earlier occasion shall stand extended by six (6) weeks.

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**Sd/- M. SRINIVAS
ASSISTANT REGISTRAR
SECTION OFFICER**

To,

1. One CC to M/s T V Sri Devi Advocate [OPUC]
2. Two CCs to Government Pleader for Revenue, High Court Of Andhra Pradesh. [OUT]
3. Two CCs to GP for Sachivalayam, High Court Of Andhra Pradesh. [OUT]
4. One spare copy

nbr



HIGH COURT

NJSJ

DATED:21/08/2023

List this case after three (3) weeks for filing Counter of the concerned respondents.

ORDER

WP.No.19776 of 2023



INTERIM ORDER EXTENDED