

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

FRIDAY, THE FIRST DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

WRIT PETITION NO: 20449 OF 2023

Between:

1. Limmala Prasada Rao, S/o late Purandar, aged about 54 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
2. Gorle Pratap, S/o Late Saibu, aged about 59 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
3. Limmala Baludu, S/o Late Bibi, aged about 55 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
4. Limmala Chinna Rao, S/o Late Lobo, aged about 79 Years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
5. Pasupureddy Nandesu, S/o Ramakrishna, aged about 45 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
6. Gorle Suman, S/o Gorle Sahadev, aged about 37 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
7. Gorle Vimala, D/o Late Sobhabono, aged about 47 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
8. Nimmala Sravanthi, W/o Gundu, aged about 62 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
9. Gorle Gangadhar, S/o Late Madhava Rao, aged about 59 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
10. Limmala Adinarayana, S/o Late Syamaguna Rao, aged about 63 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
11. Gorle Kameswara Rao, S/o Veeranna, aged about 37 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
12. Gorle Sumanth, S/o Late Sahadevu, aged about 46 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
13. Gorle Suresh, S/o Late Bisaisana, aged about 60 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
14. Pasupureddy Muthyalu, W/o Late Ramakrishna, aged about 73 years R/o Solikiri, Baleru Panchayat Mandal, Parvathipuram Manyam District
15. Limmala Rukmino, C/o Late Bisambaro, aged about 67 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
16. Limmala Yasoda, D/o Late Bisambaro, aged about 48 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
17. Pasupureddy Pentayya, S/o Ganesh, aged about 43 years R/o Solikiri, Baleru Panchayat
18. Limmala Geetha, W/o Suman, aged about 34 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District



19. Limmala Annapurna, W/o Balaraju, aged about 59 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
20. Gorle Trinadha Rao, S/o Anantha Rao, aged about 43 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
21. Gorle Simhachalam, S/o Neelakanta Rao, aged about 41 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
22. Limmala Murali, S/o Murli, aged about 55 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
23. Limmala Kamala, C/o Balaraju, aged about 55 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
24. Limmala Dharma Rao, S/o Jeevaratnam, aged about 69 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
25. Limmala Nageswara Rao, S/o Samson, aged about 47 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
26. Gorle Kishore Kumar, S/o Appa Rao, aged about 37 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District
27. Limmala Anitha, W/o Syam Sunder, aged about 33 years R/o Solikiri, Baleru Panchayat Bhamini Mandal, Parvathipuram Manyam District

Petitioner

AND

1. The State of Andhra Pradesh, rep. by its Principal Secretary to Government Revenue Department, Secretariat, Amaravati
2. District Collector, Parvathipuram Manyam District
3. Sub-Collector, Palakonda, Parvathipuram Manyam District
4. The Tahasildar, Bhamini Mandal, Parvathipuram Manyam District
5. The Project Officer, ITDA, Sitampeta, Parvathipuram 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 an appropriate writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the highhanded action of the Respondents in trying to dispossess the Petitioners from their respective House Site Plots to an extent of Ac.0.03 each in Sy Nos.94 of Solikiri Village, Baleru Gram Panchayat limits, Bhamini Mandal, Parvathipuram Manyam District to provide house sites to the beneficiaries under "JAGANANNA ILLU under YSR HOUSING SCHEME" without considering as direction of this Hon'ble Court in W.P.No.14016 of 2020 dated 14.08.2020 and latest representation dated 10.07.2023 as also following due process of law as illegal, arbitrary, and violative of principles of natural justice, colorable exercise of the power as also contrary to Article 21 and 300A of the Constitution of India and consequently direct the Respondents not to dispossess the Petitioner from their respective House Site Plots to an extent of Ac.0.03 each in Sy No.94 of Solikiri Village, Baleru Gram Panchayat limits, Bhamini Mandal, Srikakulam District except under due process of law;

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 dispossess the Petitioner from their respective House Site

Plots to an extent of Ac.0.03 each in Sy No.94 of Solikiri Village, Baleru Gram Panchayat limits, Bhamini Mandal, Srikakulam District except under due process of law and pass, Pending disposal of WP 20449 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed thereof and the earlier order of the High Court dated 10.08.2023 made herein and upon hearing the arguments of Sri P. RAJKUMAR Advocate for the Petitioners and of GP FOR REVENUE for the Respondent Nos.1 to 4 and of GP FOR SOCIAL WELFARE for respondent No.5, the Court made the following

ORDER:

"Heard learned counsel for the petitioners.

Learned Assistant Government Pleader for Revenue placed a copy of the written instructions dated 10.08.2023 received from the 4th respondent for perusal of this Court, wherein, no details are furnished as per the earlier orders of this Court dated 10.08.2023.

Let the counter of the concerned respondents with all details be filed within a period of four weeks.

List the matter after four weeks.

Interim orders granted on the earlier occasion shall stand extended until further orders."

//TRUE COPY//

**Sd/- A. VIJAY BABU
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to SRI. P RAJKUMAR Advocate [OPUC]
2. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
3. Two CCs to GP FOR SOCIAL WELFARE , High Court of Andhra Pradesh. [OUT]
4. One spare copy

KSR

HIGH COURT

NJSJ

DATED:01/09/2023*

List the matter after four weeks.

ORDER

WP.No.20449 of 2023

INTERIM ORDER EXTENDED

