

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MAIN CASE: W.P.No.3906 of 2023

PROCEEDING SHEET

Sl.No.	DATE	ORDER	Office Note
1.	16.02.2023	<u>BKM, J</u> Heard Sri K. Chidambaram, the learned Senior Counsel for the petitioners and the learned Assistant Government Pleader for the respondent Nos.1 to 6. The learned Standing counsel's name may be printed for the 7th respondent. The learned Government Pleader for Home name may be printed for the respondent Nos.8 to 10. The learned counsel for the petitioners is permitted to take out personal notice to the 11th respondent and proof of service shall be filed within a period of three (03) weeks from today. The learned Senior Counsel for the petitioners submits that with respect to the various subject lands, at the behest of the unofficial respondents the complaint was made for conducting re-survey. Earlier the petitioners filed W.P.No.43016 of 2018 in which there was an interim direction in I.A.No.1 of 2018 dated 12.12.2019 which is in force as on date, to	

		circumvent the same, the 11th respondent again made a complaint through the 6th respondent for conducting re-survey and in pursuance of the same, the 6th respondent issued the impugned notice dated 20.01.2023 for which, the petitioners also gave explanation on 24.01.2023. Since, the 6th respondent is not a party to the earlier writ petition he gave this impugned survey notice dated 20.01.2023 calling the petitioners and as well as the unofficial respondents to participate in the enquiry with supporting documents for verification on 31.01.2023. The learned Senior Counsel appearing for the petitioners submits that already, by virtue of the earlier survey conducted, the petitioners are found to be in possession of the subject land in an extent of Acres 2.00 cents in R.S.No.21 T.S.No.1952/1 situated at Gonti Street of Balaga Ward of Srikakulam District. The earlier survey report also discloses that in so far as the extent of the land claimed by the 11th respondent which could not be identified by way of survey but the other particulars of other extents are not available in the documents relied upon by the 11th respondent. Instead of taking recourse before the appropriate authorities concerned for	
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		establishment of his claim, the 11th respondent repeated harassing the petitioners by way of making an application for conducting survey again and again. As the writ petition is pending in the similar set of facts, this writ petition is also needed to be tagged along with it for a comprehensive hearing. On the other hand, the learned Assistant Government Pleader for Revenue seeks time to file a detailed counter affidavit. In view of the above said facts and circumstances, there shall be an order of <i>status quo</i> as on today to be maintained with respect to the subject land as mentioned above, pending further orders. List on 16.03.2023, along with W.P.No.43016 of 2018. In the meanwhile, proof of service shall be by filed by the counsel for the petitioner with respect to the 11th respondent and the respondents shall file their counters. _____ BKM, J PGT	
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