

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE THIRTEENTH DAY OF SEPTEMBER TWO THOUSAND AND
TWENTY TWO

:PRESENT:
THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 34955 OF 2022

Between:

Smt. Pulyala Vasantha, W/o Krishna Reddy

Petitioner

AND

1. The Project Director, I.T.D.A., Yeturinaagaram, Mulug District.
2. The Tahsildar, Govindaraopet Mandal, Mulug District.
3. The State of Telangana, Tribal Welfare Department, Secretariat, Hyderabad,
Rep.by its Principal Secretary
4. E .Raghumohan Rao, s/o late Venkatram Narasaiah, occ. Agriculture, R/o
Naltnagar, Hanmakonda, Warangal District.
5. Vasampally Mohan Reddy, S/o Linga Reddy,
6. Pagilla Indira, w/o Janardhan Reddy
7. Mandadi Utharaiah, s/o Bixam Reddy
8. Kollu Venkat Reddy, s/o Venkat Narsi Reddy
9. Voladri Sanjeeva Reddy, s/o Yella Reddy
10. Voladri Mohan Reddy, s/o Yella Reddy
11. Sappidi Venkat Reddy, s/o Linga Reddy
12. Sappidi Pichi Reddy, s/o Krishna Reddy
13. Yanala Chiranjeevi, s/o Linga Reddy
14. Samarathpu Balaraju, s/o Janaiah
15. Sanga Narahari, s/o Venkatramaiah
16. Shyamala Sammi Reddy, s/o Sathi Reddy
17. Baddam Padma, w/o Sammi Reddy
18. Pannala Krishna Reddy, s/o Muthi Reddy
19. Kollu Bixam Reddy, s/o Venkatnarsi Reddy
20. Pattapu Venkat Narayanamma, w/o Padma Reddy,
21. Komurelli Janardhan Reddy, s/o Malla Reddy alias Mallaiah
22. Paghadala Venkat Reddy, s/o Bhadam Reddy
23. Kunta Sambaiah, s/o Gattaiah
24. Eanugu Veera Reddy alias Veera Swamy, s/o Papi Reddy
25. Kamasani Ram Reddy, s/o Yella Reddy
26. Pannala Muthi Reddy, s/o Venkat Reddy
27. Sama Srinivas Reddy, s/o Venkat Reddy
28. Sama Venkat Reddy
29. Vadicherla Yadaiah,
(respondents 5 to 29 all are Agriculturists, R/o Pasranagaram Village,
Govindaraopet Mandal, Mulug 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 a writ in the nature of Writ of MANDAMUS declaring the judgment passed in the Court of Additional Agent to the Government and Project Officer, ITDA, Yeturinaagaram in Rc.No.LTR/G-Pet/420/2012 - 15, dated 08/06/2022 served on the petitioner on 27-08-2022, dismissing the suit, and in declaring the title in favour of the Government, and in not granting an order of injunction restraining the respondents 4 to 29 from interfering with the peaceful possession and enjoyment of the land admeasuring an extent of Acs.30-00 in Sy.No.109/A situated at Pasranagaram Village, Govindaraopet Mandal, Mulug District, as bad, illegal, arbitrary, opposed to law, one without jurisdiction.

IA NO: 2 OF 2022

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 SUSPEND the judgment passed in the Court of Additional Agent to the Government and Project Officer, ITDA, Yeturinaagaram in Rc.No.LTR/G-Pet/420/2012-15, dated 08/06/2022, pending disposal of WP 34955 of 2022, 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 M VIDYASAGAR, Advocate for the Petitioner, GP FOR Tribal WELFARE for the Respondent Nos.1 to 3 and GP for Revenue for the Respondent No.2, the Court made the following.

ORDER:

Heard and perused the material available on record.

Prima facie, the impugned order of ejectment invoking power under Section 3 (1) (a) of the Scheduled Areas Land Transfer Regulation, 1959 is illegal, as the dispute before respondent No.1 was related to perpetual injunction suit filed by the petitioner against unofficial respondents.

Hence, there shall be interim suspension as prayed for.

For counter of unofficial respondents and Government, post on 11.10.2022.

SD/- N. RAJAGOPAL
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Project Director, I.T.D.A., Yeturinaagaram, Mulug District.
2. The Tahsildar, Govindaraopet Mandal, Mulug District.
3. The Principal Secretary, State of Telangana, Tribal Welfare Department, Secretariat, Hyderabad
4. E .Raghumohan Rao, s/o late Venkatram Narasaiah, occ. Agriculture, R/o Nalmnagar, Hanmakonda, Warangal District.

5. Vasampally Mohan Reddy,, s/o Linga Reddy Agriculturist, R/o Pasranagaram Village, Govindaraopet Mandal, Mulug District
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28. Sama Venkat Reddy, Agriculturists, R/o Pasranagaram Village, Govindaraopet Mandal, Mulug District
29. Vadicherla Yadaiah, Agriculturists, R/o Pasranagaram Village, Govindaraopet Mandal, Mulug District (1 to 29 by RPAD)

30. One CC to SRI M VIDYASAGAR Advocate [OPUC]

31. Two CCs to GP FOR Tribal WELFARE, High Court at Hyderabad. [OUT]

32. Two CCs to GP FOR Revenue, High Court at Hyderabad. [OUT]

33. One spare copy

mvj

HIGH COURT

BVR,J

DATED:13/09/2022

post on 11.10.2022

ORDER

WP.No.34955 of 2022

DIRECTION

