

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.12098 OF 2000

ORAL ORDER:

The petitioners herein claim to be residents of Chagantivaripalem, hamlet of Muppalla, Muppalla mandal, Guntur district.

It is stated that they have been in possession of small extents of land classified as *Grama Khantam* of Chagantivaripalem, wherein they have built their houses and staying from the year 1989 onwards. It is claimed by them that having taken note of their occupation since the year 1989, the Mandal Revenue Officer has granted house site pattas under B.S.O. 21 vide proceedings dated 5.9.1992. While so, it appears that during Janma Bhoomi Programme conducted in the year 2000, the land in question was surveyed and the Surveyor had allegedly reported that the land in question forms part of *tank poramboke*. It is alleged that pursuant thereto, the respondents are attempting to evict them. Aggrieved by the said action, this writ petition is filed seeking a declaration that the action of the respondents in attempting to dispossess the petitioners from their patta land without following due process of law as arbitrary and illegal.

This Court by order dated 16.6.2000 granted interim direction not to demolish the houses and not to dispossess the petitioners from the land in question for a period of four weeks.

Though *Rule nisi* was ordered on 28.1.2001, no counter affidavit has been filed by any of the respondents.

Having regard to the facts and circumstances of the case and in the absence of any counter affidavit filed by any of the respondents contradicting the possession claimed by the petitioners, the writ petition is disposed of with a direction to the respondents not to dispossess the petitioners from the land in question, provided they are in possession as on today, without following due process of law. No costs.

1st May, 2007.
Kgr

(G. ROHINI).

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.10298 OF 2000

1st May, 2007.

Between:

Annapareddy Krishna Reddy and another. .. Petitioners.

And

The Revenue Divisional Officer,
Guntur District and others. .. Respondents.