

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.13617 of 1999

Dated: 17.07.2006

Between

Anjireddy Krupaker Reddy and others.

.....Petitioner

and

1. State of AP rep., by its Principal Secretary,
Food & Agriculture & Coop Department,
Secretariat , Hyderabad and others.

.....Respondents

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ORDER:

This writ petition is filed seeking a Mandamus directing the respondents to follow the Land Acquisition Act 1894 and acquire any land other than the land in S.Nos.177, 178, 179 , 180 and 71 by setting aside the Memo No.7088/Mktg.II (2)/99-4 dated 22.5.1999.

The case of the petitioners is that already there is an agricultural market yard in the heart of the Suryapet Town, spreading over an area of 14 Kms. While so, the 1st respondent sanctioned permission to acquire any land for locating the Additional Market Yard, Suryapet . The 4th respondent had finalized the deal with the land owners around the proposed site. Several real estate people from Hyderabad and Vijayawada also flocked at Suryapet for purchase of land in Acres around the proposed site. Apart from that, the proposed land is not suitable for locating the Additional Market Yard.

Detailed counter affidavits have been filed by the 1st and 2nd respondents and 3rd respondent separately. It is asserted that the present Market Yard is functioning in the land to an extent of 14.27 acres provided with all amenities to traders, farmers and other users of Market Yard. The proposals for Additional Market Yard were activated by the Chairman, who sent

the proposals to the Regional Joint Director of Marketing, Warangal on 24.7.1997 for inspection, in selecting the sites in Sy.No.177, 178, 179, 180, 181 and 255 to 271 and 275. The Regional Joint Director of Marketing, Warangal after inspection of the sites has recommended for acquisition of 30.00 Acres of land in S.No. 177 to 181 to 271 reporting that it is more suitable for establishment of New Market Yard at Suryapet on Vijayawad Highway because of the congestion of the existing Yard, while proposing to utilize the present Market Yard for fruits and vegetables and for other minor produce.

Now, it is stated that the Market Committee has already been constructed in the proposed site. The petitioners are creating some problem or the other.

In view of the fact that no stay was granted at the time of admission of the writ petition, and the Land Acquisition Proceedings were initiated and awards were passed and compensation was paid and the Additional Market Yard has already been constructed in the land in question, noting remains in the writ petition for adjudication and the same is liable to be dismissed.

Accordingly, the writ petition is dismissed. No costs.

17.07.2006