

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 17551 of 2004

Between:

E.Radhamma, w/o Gangadhar,
r/o Bagh Hayathnagar Village, Hayathnagar Mandal,
Ranga Reddy District.

..... PETITIONER

AND

- 1 The District Collector, Ranga Reddy District.
- 2 The Special Grade Dy.Collector & Revenue Divisional Officer, RR East Division.
- 3 The Mandal Revenue Officer, Hayathnagar Mandal, RR District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, one more particularly in the nature of a writ of "Mandamus" declaring the action of the 2nd respondent in not issuing house site patta certificate to the petitioner herein in respect of Sy.No.207 (Gairan Sarkari) of Bagh Hayathnagar Village, Hayathnagar Mandal, Ranga Reddy District as being illegal, arbitrary, unconstitutional and consequently direct the respondents to forthwith issue house site patta certificates to the petitioner

Counsel for the Petitioner:MR.S.NIRANJAN REDDY

Counsel for the Respondent Nos 1 to 3: GP FOR REVENUE

The Court made the following order at the stage of admission.

ORDER:

Heard the learned counsel on either side and with their consent the writ petition itself is disposed of at the stage of admission.

The petitioner, who claims to be landless poor person, applied for house-site patta along with the similarly situate persons in possession and enjoyment of the land in Sy.No.207 (Gairan Sarkari) of Bagh Hayathnagar village, Hayathnagar Mandal, Ranga Reddy District.

It is the case of the petitioner that on the application made by her, the 3rd respondent through Lr.No.C/438/2004 dated 31.5.2004 submitted the list of 67 eligible beneficiaries for approval along with tentative layout to the 2nd respondent and sought for further orders in regard to the allotment of house-site patta certificates to the eligible beneficiaries. The 2nd respondent, in turn, through letter dated

11.6.2004 sought permission of the 1st respondent for issuance of house-site patta certificates. Thereafter, the 1st respondent duly accorded permission to the 2nd respondent to issue house-site patta certificates to the petitioners subject to the approval of the layout plan by the Gram Panchayat vide order dated 22.6.2004. In spite of the same, it is contended that the 2nd respondent so far has not issued the house-site pattas and the petitioner made a representation to him on 22.9.2004 for grant of house-site patta. Since the same did not evoke any response, the petitioner moved this court by way of writ petition.

If what is stated above is to be true, the 2nd respondent has to pass appropriate orders for issuance of the patta certificate and comply the orders passed by the 1st respondent by passing appropriate orders on the layout being sanctioned by the Gram Panchayat.

Accordingly, the writ petition is disposed of directing the 2nd respondent to consider the representation of the petitioner dated 22.9.2004 intimating the action taken thereon to the petitioner. No costs.

30.9.2004

CVM

To,

- 1 The District Collector, Ranga Reddy District.
- 2 The Special Grade Dy.Collector & Revenue Divisional Officer, RR East Division.
- 3 The Mandal Revenue Officer, Hayathnagar Mandal, RR District.
4. 2 CCs to G.P. for Revenue, High Court of A.P., Hyderabad (OUT).
5. 2 CD copies.