

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF MAY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 11414 of 2005

Between:

- 1 T. Paramesh, S/o. Muthyalu,
3-5-1114/40, Kachiguda Cross Roads, Hyderabad.
- 2 Smt. Varala Jyothi, W/o. Narasimha Reddy,
3-10-20/9/3/A, Ramanthapur, Hyderabad.
- 3 V. Jyothi, W/o. Narasimha Reddy,
Plot No. 75, Chaitanyanagar, Karmanghat, L.B. Nagar, Hyderabad.
- 4 T. Ranjeeth Kumar, S/o. L.V. Telange,
2-1103/9/5, Amberpet, Hyderabad.
- 5 V. Karunamma, W/o.L. Damodar Reddy,
16-2-61, Akberbagh, Malakpet, Hyderabad.
- 6 Smt. Narsingh Vanaja, D/o. Kishan Yadav,
16-11-19/C, Saleemnagar Colony, Hyderabad - 36,
(Two Plots vide Refusal Orders Nos. 83/2003 & 162/2003).
- 7 V. uralidhar Roa, S/o. Thirumal Rao,
Quarter No. A-34, SBH Colony, Saidabad, Hyderabad.
- 8 V. Saroja, W/o. V. Muralidhar Rao,
Quarter No. A-34, SBH Colony, Saidabad, Hyderabad.
- 9 J. Subbayamma, W/o. Shivashankar Rao,
16-1-427/1/A, Saidabad, Hyderabad.
- 10 Erllapalli Venkat Reddy, S/o. E. Yadireddy,
R/o. Dondaguda Village, Ibrahimpattam Mandal, Ranga Reddy District.
- 11 I. Jalander Reddy, S/o. I. Mallareddy,
Nandi Vanaparthi Village, Ranga Reddy District.
- 12 Jalla Janardhan, S/o. Ramakrishnaiah,
B-605, NGO's Colony, Rangareddy District.
- 13 Y. Upender Reddy, S/o. Balreddy, 28
Upperguda Village, Rangareddy District.
- 14 M. Sridhar Babu, S/o. Naga Mallewara Rao,
H.No. 9-7-145/1, Maruthinagar, Champapet, Ranga Reddy District.

- 15 M. Vanaja, W/o. Sridhar Babu,
H.No. 9-7-145/1, Maruthinagar, Champapet, Ranga Reddy District.
- 16 G.R.K. Raju, S/o. G. Pallam Raju,
Plot No. 522, Prashantnagar, Vanasthalipuram, Rangareddy District,
(Two Plots vide refusal orders Nos 302/2004 & 357/2004)
- 17 T. Satyanarayana, S/o. Ramaswamy,
C-72, Vanasthalipuram, Rangareddy District.
- 18 P. Ramulu, S/o. Narasimha,
9-5-133/2, Champapet, Rangareddy District.
- 19 A.V. Ranga Swamy, S/o. V.C. Rangappa,
2-3-394, Nagole, Rangareddy District.
- 20 A.V. Prabhavathi, W/o. A.V. Rangaswamy,
2-3-394, Nagole, Rangareddy District.
- 21 P. Yadagiri Reddy, S/o. Rangareddy,
Plot No. 68, Teachers Colony, Karmanghat, Ranga Reddy District.
- 22 G. Yallaiah, s/o. Venkat Narsaiah,
Marriguda Village, Nalgonda District.
- 23 M. Sudhamani, W/o. Mohan Reddy,
Sandalagadda, Chandapet Mandal, Nalgonda District.
- 24 G. Augustian Babu, S/o. G. Prabhudass,
R/o. 5-27-3, Muttarasupalli, Chinnachow, Cuddapah District.
- 25 G. Vasanthakumar, S/o. G. Prabhudass,
R/o. 5-27-3, Muttarasupalli, Chinnachow, Cuddapah District.
- 26 Smt. Byreddy Rajitha, W/o. Devender Reddy,
82-109/5, Karmanghat, Rangareddy District.
- 27 Ch. Sadanandam, S/o. Late Ch. lailaiah,
1-3-439, Kavadiguda, Hyderabad.
- 28 Ch. Malathi, W/o, Ch. Sadanandam,
1-3-439, Kavadiguda, Hyderabad.
- 29 Katte Gummul Uma Jeevan, W/o. Sukajeevan Reddy,
R/o. Kothapalli Village, Rangareddy District.

..... PETITIONER(S)

AND

- 1 The State of AP, Rep by its Special Chief Secretary to the Revenue Department,
Secretariat, Hyderabad.
- 2 The District Registrar of Stamps and Registration, Ranga Reddy District.
- 3 The Sub-Registrar, Champapet, Ranga Reddy 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 an a Writ of Mandamus declaring the action of 3rd respondent in not registering and releasing petitioners sale deeds as per G.O.Ms.No.807, Revenue (Registration-I) Department, dt. 13-10-2004 as illegal, arbitrary, violation of principles of natural justice and contrary to G.O.Ms.No.807, dt. 13-10-2004 and consequently direct the 3rd respondent to release the sale deeds of the petitioners after due registration of their respective plots by extending the benefit of judgements in

W.P.Nos. 2414/2005 and 4836/2005 and 11-3-2005.

Counsel for the Petitioners:MR.K.VENKATESWARLU

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following ORDER:

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue appearing for the respondents.

The petitioners state that they have purchased different extents of lands situated in Sy.Nos.57 to 60 of Karmanghat village, Saroornagar Mandal, Ranga Reddy District. When the said documents were presented for registration, the respondents have refused to register the same on the ground that the first respondent issued G.O.Ms.No.751 dated 12-12-2001 wherein it was declared that the registration of documents of immovable properties in Sy.Nos.57 to 60 of Karmanghat Village is opposed to public policy and thus, all the Sub-Registrars were directed not to register any sale deeds in respect of the lands in the above survey numbers. Subsequently, the first respondent issued G.O.Ms.No.807, dated 13-10-2004 in exercise of powers conferred under Sub-Section (1) of Section 22-A of the Registration Act, 1908 denotifying the notification issued in G.O.Ms.No.751, dated 12-12-2001 in respect of the lands in Sy.Nos.57 to 60 of Karmanghat village. In the circumstances, the petitioners contend that the objections raised by the 3rd respondent on the basis of the G.O.Ms.No.751, dated 12-12-2001 do not exist and therefore, they approached the 3rd respondent with a request to register the sale deeds and to release the documents. However, the 3rd respondent has not taken any steps. Hence, this writ petition.

It is brought to my notice that an identical issue has been considered by this Court in WP.Nos.8705 of 2002 and batch, dated 15-12-2004, and the writ petitions were disposed of directing the respondents to release the documents presented by the petitioners therein after due registration.

Accordingly, the writ petition is disposed of with a direction to the respondents to release the same without raising any objection on the basis of G.O.Ms.No.751, dated 12-12-2001.

However, it is made clear that in case, the Registering Authority finds any other objection, it is open to him to raise such objection, but the same shall be communicated to the petitioners, within a period of four weeks from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No costs.

(K.C.BHANU, J)

24th May, 2005.

Note: furnish c.c. in two days.

B/o

kvni/vgb

To

- 1 The Special Chief Secretary to the Revenue Department, State of AP, Secretariat, Hyderabad.
- 2 The District Registrar of Stamps and Registration, Ranga Reddy District.
- 3 The Sub-Registrar, Champapet, Ranga Reddy District.

4 Two CCs to the Government Pleader for Revenue, A.P.High Court Buildings, Hyderabad (OUT).

5 Two CD copies.