

HIGH COURT FOR THE STATE OF TELANGANA
 AT HYDERABAD
 (Special Original Jurisdiction)

THURSDAY, THE TWENTY FIFTH DAY OF MAY
 TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE K.LAKSHMAN

WRIT PETITION NO: 13350 OF 2023

Between:

Karam Ashok, S/o Bodaiah, Aged about 42 years, Occ: Cultivation, R/o 1-1-402/1, Gutta Mallaram, Samath Singaram, Manuguru Mandal, Bhadadri Kothagudem District.

...PETITIONER

AND

1. The State of Telangana, rep by Principal Secretary (Revenue) Secretariat, Hyderabad.
2. The District Collector, BhadradriKothagudem District, Kothagudem.
3. The Revenue Divisional Officer, BhadradriKothagudem District.
4. The Tahsildar, Manuguru Mandal BhadradriKothagudem District.
5. The Station House Officer, PS Manuguru, Manuguru, BhadradriKothagudem District.
6. Kasturi Lingaiah, S/o not known Aged about 55years, Occ: Cultivation, Gutta Mallaram, Manuguru Mandal, BhadadriKothagudem District.
7. Karam Ramulamma, D/o not known, Aged about 53years, Occ: Cultivation, Gutta Mallaram, Manuguru Mandal, BhadadriKothagudem 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 pass an order or direction or writ in the nature of Mandamus duly declaring the action of the 4th and 5th respondents in pressurizing the petitioner to settle the dispute with the private respondents in respect of 3 cents of land in Sy No. 138, at Guttamallaram Village, Manuguru Mandal, BhadradriKothagudem District, as illegal, arbitrary and against the principles of natural justice and consequently direct the respondents not to interfere with the peaceful possession and enjoyment of the above property in favour of the petitioner in the interest of justice.

IA NO: 1 OF 2023

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 direct the respondents not to interfere with the peaceful possession and enjoyment of the property admeasuring 3 cents in Sy No. 138, at Guttamallaram Village, Manuguru Mandal, RhadradriKothagudem District in favour of the petitioner in the interest of justice.

Counsel for the Petitioner: SRI P.RAMA SHARANA SHARMA

Counsel for the Respondent Nos.1 TO 4: AGP FOR REVENUE

Counsel for the Respondent No.5: AGP FOR HOME

Counsel for the Respondent Nos.6 & 7: --

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K. LAKSHMAN

WRIT PETITION No.13350 of 2023

ORDER:

Heard counsel for the petitioner and the learned Assistant Government Pleader for Revenue appearing for respondent Nos. 1 to 4 and learned Assistant Government Pleader for Home appearing for respondent No.5.

2. In view of the nature of relief sought, this writ petition is disposed of at the admission stage and dispense with notice to respondent Nos. 6 and 7.

3. This writ petition is filed seeking to declare the action of respondent Nos.4 and 5 in pressurising the petitioner to settle the disputes with the private respondents in respect of Ac.0.3 cents of land in Sy. No. 138, Guttamallaram Village, Manuguru Mandal, Bhadravati Kothagudem District, as illegal and arbitrary.

4. The grievance of the petitioner in the present writ petition is that respondent No. 4 and 5 are pressurising the petitioner to settle the dispute with the private respondents

in respect of Ac.0.3 cents of land in Sy. No. 138, at Guttamallaram Village, Manuguru Mandal, Bhadradri Kothagudem District.

5. Learned Assistant Government Pleader for Revenue submits that respondent No.4 never pressurised the petitioner to settle the dispute with respondent No. 6 and 7.

6. Learned Government Pleader for Home produced the written instructions of respondent No.5 and mentioned that the petitioner has lodged a complaint with respondent No.5 and after making entry in general diary and on enquiry, it is found that the said land is Government Land. Respondent No.5 never pressurised the petitioner to settle the dispute with respondent Nos. 6 and 7.

7. Learned Assistant Government Pleader for Revenue submitted that the subject property is in the custody of Irrigation Department.

8. In view of the said submissions, this writ petition is disposed of directing respondent Nos. 4 and 5 not to

pressurise the petitioner to settle the dispute with respondent Nos. 6 and 7. There shall be no order as to costs.

Miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed.

SD/-G.SIREESHA
ASSISTANT REGISTRAR
SECTION OFFICER

To

1. The Principal Secretary (Revenue) Secretariat, Hyderabad, State of Telangana.
2. The District Collector, Bhadrakot Kothagudem District, Kothagudem.
3. The Revenue Divisional Officer, Bhadrakot Kothagudem District.
4. The Tahsildar, Manuguru Mandal Bhadrakot Kothagudem District.
5. The Station House Officer, PS Manuguru, Manuguru, Bhadrakot Kothagudem District.
6. One CC to SRI P.RAMA SHARANA SHARMA, Advocate [OPUC]
7. Two CCs to GP FOR REVENUE, High Court for the State of Telangana, at Hyderabad. [OUT]
8. Two CCs to GP FOR HOME, High Court for the State of Telangana, at Hyderabad. [OUT]
9. Two CD Copies

PSK.
SB

BSR

HIGH COURT

VACATION COURT

DATED:25/05/2023

ORDER

WP.No.13350 of 2023

DISPOSING OF THE WRIT PETITION
WITHOUT COSTS.

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25/05/23
BSR