

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

TW - Revision Petition filed by Smt.Deveni Parvathi W/o Satyam under Section 6 of A.P.Scheduled Areas Land Transfer Regulation 1959 against the order of the Agent to Government, Khammam district dated 5.3.2001 in IA No. 59/98 in CMA No.13/2001 - Dismissed – Orders issued.

SOCIAL WELFARE(L.T.R) DEPARTMENT

G.O.Ms.No.117.

Dated :22- 11-2003.

Read the following

- 1.From Smt.Deveni Parvathi S/o Satyam R.P dated 2.5.2001..
- 2.From the Collector, Khammam district Lr.Rc.No.F1/IA No.59/98
20.2.2002.

ORDER:

In the reference first read above Smt Deveni Parvathi W/o Sri Satyam has filed Revision Petition through her Counsel, before the Government, against the order of the Agent to Government, Khammam , in IA. No. 59/98 in CMA N.13/2001 dated 5.3.2001, in respect of land of Ac.18.20 gts in Sy.No.78 situated at Yatalakunta village of Sathupalli Mandal, Khammam.district..

2. On verification of the material papers, it is found that in the order dated 5.3.2001, the Agent to Government, Khammam has allowed the petition filed by the Mandal Revenue Officer, Sathupalli, for condonation of delay. It was also ordered therein that the CMA is taken on the file and numbered as 13/2001 and the same will be heard on 20.4.2001.This Court observed that the petitioner has filed the R.P dt.2.5.2001 before the Government prior to disposal of the R.P pending before the Agent to Government, Khammam. Therefore, the R.P was rejected by the Government vide Memo.No.9519/LTR.2./2001-1, dated 30.7.2001 with a direction to the petitioner to file R.P afresh before the Government only after the CMA No.13/2001 pending before the Agent to Government, Khammam is disposed of.

3. Aggrieved by the rejection order of the Government, the petitioner has filed W.P No.19143/2001 before the A.P.High Court . The Andhra Pradesh High Court in its order dated 14.9.2001 in W.P.No.19149/2001 has allowed the W.P and set aside the rejection order of the Government issued in the afore said Memo, with a direction to issue notice to the petitioner and after affording sufficient opportunity of being heard dispose of the same. The Honourable High court has also ordered that till disposal of the R.P preferred by the petitioner, there shall be interim stay of all further proceedings in CMA no.13/2001.

4. In pursuance of the direction of the Andhra Pradesh High Court, necessary records have been obtained from the Collector, Khammam and after examination of the same, notices have been issued both to the petitioner and to her Counsel to attend the hearing of the R.P on 24.6.2002. The Jr.Counsel for the petitioner has appeared and requested for time to hear the R.P since the Counsel is suffering with jaundice.Accordingly the hearing has been postponed to 5.8.2002 and 16.9.2002 at the request of the Counsel. Finally the R.P has been posted for hearing on 11.11.2002. Neither the petitioner nor the Counsel for the petitioner availed this opportunity of being heard to adduce their averments in support of their claim.

5. In view of the above circumstances, it is construed that the petitioner has no material evidence to produce to set aside the order dated 5.3.2001 in IA No.59/98 of the Agent to Government Khammam. Therefore, the Government see no reason to interfere with the order dt.5.3.2001 of the Agent to Government, Khammam. Further, it is evident that the petitioner has filed R.P before the Government prior to disposal of the C.M.A No13/2001 pending before the Agent to Government, Khammam. In the result the revision petition

dated 2.5.2001 filed by Smt.Devineni Parvathi is dismissed with a direction to the petitioner to file R.P afesh before the Government, if necessary, only after disposal of the CMA No.13/2001 pending before the Agent to Government, Khammam.

6.The Collector, Khammam is requested to take necessary further action in the matter.
(By order and in the name of the Governor of Andhra Pradesh)

C.R.Biswal,
Secretary to Government.

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Sri M.Rajamalla Reddy
Advocate,Plot No.22,Pragatinagar,Ramanthapur,,
Hyderabad.(RPAD)
Smt.Deveni Parvathi W/o Sri Satyam,
R/o Yatalakunta (v), Sathupalli (M) Khammam district.
The Collector,Khammam district (with records)RPAD
IA.No.59/98 in CMA/13/2001 containing total pages (100).
The Special Deputy Collector (TW) Palvancha, Khammam district.
::Forwarded::b y order::

SECTION OFFICER

::Forwarded::by order::

Section Officer