Memorandum of Caveat petition

(Under Section 148-Aof CPC)

IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

CAVEAT No. of 2021

In

W.P. No. of 2021

Against

**Old Case No.F3/7405/2007-F3/83/ROR/2007 dated:30-06-2021 on the file of Special Tribunal Sanga Reddy District.**

Between:

1.Sri Balaji Rao S/o Digambar Rao

R/o Cheemalpad village, Mangti Mandal

Sanga Reddy District.

… Petitioner

AND

1.Sri Kashinath Rao s/o Ganapathi Rao(died) Per L.Rs.

Respondents $ to 6

2. Sri Sanjeeva Reddy S/o Sanga Reddy

R/o Cheemalpad village, Mangti Mandal

Sanga Reddy District.

3.Sri.A.Mallesham S/o Nagalingappa,

R/o Cheemalpad village, Mangti Mandal

Sanga Reddy District.

4.Smt.Padmini Bai W/o Late Kashinath Rao

R/o Cheemalpad village, Mangti Mandal

Sanga Reddy District.

5.Sri Vittal Rao S/o Late Kashinath rao

R/o Cheemalpad village, Mangti Mandal

Sanga Reddy District.

6.Sri Ram Rao S/o Kashinath rao

R/o Cheemalpad village, Mangti Mandal

Sanga Reddy District.

… Respondents

**AFFIDAVIT FILED BY THE CAVEATOR/ PETITIONER**

I, Sri Balaji Rao , S/o.Digambar Rao , aged 40 years R/O:Cheemalpad village, Mangti Mandal Sanga Reddy District, do hereby solemnly, sincerely, affirm and state as follows:

I am the 2nd Caveator/Petitioner herein and as such I am well acquainted with the facts of the case and I am able to depose as under:

1.I am the 2nd caveator and others filed a Revision before the District Collector, under section 9 of the A.P. Records Act,1971. Aggrieved by the orders passed by the Revenue Divisional officer in File No.A3/2967/2007 dated 20-06-2007. The petitioner family members were conferred with ownership rights under section 38-E of the Tenancy Act in respect of Sy.No.10 an exent of Ac.18-28 guntas at Cheemalpad village, Kangti mandal, Sanga Reddy district. The revision has been allowed by the District Collector/Special Tribunal Sanga Reddy district by order dated 1-2-2021 by holding that the caveators and others revision were conferre with the right as protected tenants and that Sy.No.10 to an extent of Ac.18-28 guntas at Cheemalpad village, Knagti mandal, Sanga Reddy district is not a part of the decree in OS No.38/1980. The District Collector further observed that the RDO passed the impungned order without putting the revision petitioners on notice and held that the settled rights of the tenants cannot be unsettled by an unsound orders passed by RDO order dt.20-06-2007.

2.The caveators apprehends that the respondents herein may likely to file the writ petition or without impleading the petitioner as a party respondents, against the orders in Old Case No.F3/7405/2007-F3/83/ROR/2007 dated:30-06-2021 on the file of Special Tribunal Sanga Reddydistrict. If any interim orders is passed without hearing the petitioner, the petitioner will be put to great hardship.

4. It is submitted that a copy of the caveat petition is sent to the respondent by “Registered post with Ack. due” and the postal receipt is filed along with the caveat petition.

5. It is therefore prayed that this Hon’ble High Court may be pleased to issue an advance notice to the petitioner or their counsel Sri. R. Vinod Reddy (940) Advocate, H.No. 8-2-684/4/31, Road No. 12, Banjara Hills, Hyderabad before passing any ex-parte orders in IA.No. of 2021 in W.P.No. of 2021 that may be filed by the respondent against the Old Case No.F3/7405/2007-F3/83/ROR/2007 dated:30-06-2021 on the file of Special Tribunal Sanga Reddy District and pass such other order or orders as this Honorable High Court deems fit and proper in the circumstances of the case.

Sworn and signed before me DEPONENT On this day of July 2021

At Hyderabad

Advocate: Hyderabad

VERIFICATION

I Sri Balaji Rao , S/o.Digambar Rao , aged 40 years R/O:Cheemalpad village, Mangti Mandal Sanga Reddy District do hereby verify and declare that the facts stated in the above paragraphs of the affidavit are true to my personal knowledge, belief, information and also legal advise from my counsel.

Hence verified on this the day of July, 2021 at Hyderabad.

DEPONENT

Counsel for the Petitioner