

[3368]



**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

WEDNESDAY, THE TWENTY NINTH DAY OF JANUARY

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE B V L N CHAKRAVARTHI

WRIT PETITION NO: 1984 OF 2025

Between:

1. Maqbool Basha @ Maqbool Ahmed, S/o. Late Khasim Miya, Age: 68 years, Occ: Pensioner R/o. H.No. 87-1310, Somisetty Nagar Kurnool, Kurnool District.
2. Mohd. Muneer Ahmed, S/o. Late Khasim Miya, Age- 59 years, Occ- Govt. Teacher R/o. H.No. 87-734A, Madhava Nagar Kurnool, Kurnool District.

Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Home Department, Secretariat, Amaravati. Guntur District
2. Director General of Police, State of Andhra Pradesh Mangalagiri, Guntur District.
3. Superintendent of Police, District Police Office Kurnool -518001
4. Station House Officer, PS Kurnool III Town Kurnool
5. Station House Officer, PS Ulindakonda Kurnool District.

6. P.Dhanunjaya, S/o. Late Govindu Age- 36 years, Occ: Agriculture, R/o. H.No. 77-22, Chintalamuni Nagar Kallur, Kurnool District.

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of respondent No.4 & 5 police in harassing the petitioners, implicating them in false cases and forcing them to sell off their lands to third parties in Kadapa as arbitrary, illegal, unjust, violative of Article 21 and 300A of the Constitution of India and consequently quash the FIR No. 196/2024 dated 23-12-2024 on the file of Respondent No.5 PS, FIR No. 201/2023 dated 04-06-2023 on the file of respondent No.4 & 5 and further direct disciplinary action against the erring police personnel.

IA NO: 2 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased may be pleased to grant stay of all further proceedings in Spl. SC/ST case No. 62/2023 on the file of Spl. Court for SC/ST cases-cum-VI Addl. District Judge, Kurnool.

IA NO: 3 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to restrain respondent No.4 and 5 from interfering with the life and liability of the petitioners.

IA NO: 4 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct respondent No.2 to conduct enquiry into the allegations of the petitioners made out in the affidavit.

IA NO: 1 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to grant stay of all further proceedings in Cr.No. 196/2024 dated 23-12-2024 on the file of respondent No.5 police station.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri C M R VELU Advocate for the Petitioner, GP FOR HOME for the Respondent Nos.1 to 5 and the Court made the following.

ORDER:

"Heard learned counsel for the petitioners.

Learned Additional Government Pleader for Home on instructions would submit that the matter between the petitioner and the unofficial respondent is a civil dispute.

List the matter after two (02) weeks.

Meanwhile, "police shall follow due procedure established by law in respect of civil disputes and if they intend to call the petitioners to the Police Station in connection with the enquiry / investigation of any case or offence".

**Sd/- N. NAGAMMA
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Home Department, State of Andhra Pradesh, Secretariat, Amaravati, Guntur District. [By Special Messenger]
2. Director General of Police, State of Andhra Pradesh Mangalagiri, Guntur District.
3. Superintendent of Police, District Police Office Kurnool -518001
4. Station House Officer, PS Kurnool III Town Kurnool
5. Station House Officer, PS Ulindakonda Kurnool District.
6. P.Dhanunjaya, S/o. Late Govindu Age- 36 years, Occ: Agriculture, R/o. H.No. 77-22, Chintalamuni Nagar Kallur, Kurnool District. (2 to 6 by RPAD)
7. One CC to SRI. C M R VELU Advocate [OPUC]
8. Two CCs to GP FOR HOME ,High Court Of Andhra Pradesh. [OUT]
9. One spare copy

HIGH COURT

BVLNC,J

DATED:29/01/2025

List the matter after two (02) weeks

ORDER

WP.No.1984 of 2025

DIRECTION

