

[3163]

(SHOW CAUSE NOTICE BEFORE ADMISSION)

IN THE HIGH COURT OF ANDHRA PRADESH: AMARAVATI

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY TWO



:PRESENT:

THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

WRIT PETITION NO: 2726 OF 2022

Between:

Saradamma, W/o. Sreenivasulu, Aged about 44 years, Occ. Private Employee, Presently residing at D.No.4, 7th Cross, Aralimarla Road, Maruthi Seva Nagra, Subbaiahpallya, Bangalore, Karnataka State.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary (Home Department), Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The Superintendent of Police, Chittoor, Chittoor District.
3. The Deputy Superintendent of Police, Madanapalle, Chittoor District.
4. The Circle Inspector of Police, Madanapalle I Town Police Station, Madanapalle, Chittoor District.
5. The Station House Officer, Madanapalle I Town Police Station, Madanapalle, Chittoor District.
6. Madanapalle Noor Mohiddin Khan, S/o Mohiddin Khan, Aged about 55 years, Occ. Real Estate Business, R/o. D.No.17-360-2B-A2, Nehru Nagar, Madanapalle Town & Post, Chittoor District.
7. Shankarachari, S/o. Not Known, Aged about 52 years, Occ.Real Estate Business, R/o D.No.11/363-A4, P & T Colony, Madanapalle Town & Post, Chittoor District.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI.RACHURI LAKSHMIKAR presented this 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 issue an appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the Respondent Nos.3 to 5 in interfering in civil dispute at the behest and influence of 6th and 7th Respondents with regard to the residential land i.e. Plot No.115 Paiki Part Within the above boundaries East to West Northern side 60 feet or 18.30 mts, East to West Southern side 60 feet or 18.30 mts, North to South on Eastern side 23 feet or 7.01 mts and North to South on West Southern side 23 feet or 7.01 mts, vacant site full, situated in Sircar Sy Nos. 425/1 to 3 of Ponnutipalem Revenue Village, 1st Ward Nakkaladinne lanes and Byelane, Madanapalle Revenue Mandal Principality, Chittoor District as illegal, arbitrary, unconstitutional and violative of Articles 14, 21, 300-A of The Constitution of India;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri.Rachuri Lakshmiakar Advocate for the Petitioner and of learned Assistant Government Pleader for Home for respondents 1 to 5, **directed issue of notice to the Respondent Nos.6 & 7** herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. Madanapalle Noor Mohiddin Khan, S/o Mohiddin Khan, R/o. D.No.17-360-2B-A2, Nehru Nagar, Madanapalle Town & Post, Chittoor District.
2. Shankarachari, R/o D.No.11/363-A4, P & T Colony, Madanapalle Town & Post, Chittoor District.

are directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted on or before 15.03.2022, on which date the case stands posted for hearing.

THE COURT MADE THE FOLLOWING ORDER:

Learned Assistant Government Pleader for Home takes notice for respondents 1 to 5 and requests time to obtain instructions.

Issue notice to respondents 6 and 7.

Post the matter after four (04) weeks.

//TRUE COPY//

Sd/-P.Vinod Kumar
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. Madanapalle Noor Mohiddin Khan, S/o Mohiddin Khan, R/o. D.No.17-360-2B-A2, Nehru Nagar, Madanapalle Town & Post, Chittoor District.
2. Shankarachari, R/o D.No.11/363-A4, P & T Colony, Madanapalle Town & Post, Chittoor District. (1 & 2 by RPAD- along with a copy of petition and affidavit)
3. One CC to SRI.RACHURI LAKSHMIKAR Advocate [OPUC]
4. Two CCs to GP for Home, High Court Of Andhra Pradesh. [OUT]
5. One spare copy

SRL

HIGH COURT

CMRJ

DATED:14/02/2022

NOTE: POST THE MATTER AFTER FOUR (04) WEEKS

NOTICE BEFORE ADMISSION

WP.No.2726 of 2022

24 FEB 2022