

[3330]

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

WEDNESDAY, THE TWENTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO
WRIT PETITION NO: 2352 OF 2020



Between:

1. Kethineni Satyanarayana, S/o Venkata Ramaiah, aged about 63 years.
Occ Agriculturist, Rio Ganganamma Temple Street, Pedapalaparru
Village, Mudinepalli Mandal, Krishna District, Andhra Pradesh.
2. Boppana Naga Venkata Lakshmi Narasimha Rao, S/o Basaveswara
Rao, aged about 48 years, Occ Agriculturist, R/o Pedapalaparru Village,
Mudinepalli Mandal, Krishna District, Andhra Pradesh.
3. Vemulapalli Venkata Narayana, S/o Satyanarayana, aged about 44
years, Occ Agriculturist, Rio Pedapalaparru Village, Mudinepalli Mandal,
Krishna District, Andhra Pradesh.
4. Boppana Venkata Narayana, S/o Subba Rao, aged about 51 years,
OccAgriculturist, R/d Pedapalaparru Village, Mudinepalli Mandal,
Krishna District, Andhra Pradesh.

Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary,
Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Collectorate Campus, Machilipatnam, Krishna
District.
3. The District Panchayat Officer, Krishna District, Machilipatnam.
4. The Pedapalaparru Grampanchayat, Rep. by its Secretary,
Pedapalaparru Village, Mudinepalli Mandal, Krishna District.
5. Sri Pedapalaparru Ganganamma Thalli Trust, Rep, by its Managing
Trustee, Ch. Gopi @Ch.S. Gopi, S/o Subba Rao, aged 62 years, R/o
D.No.1-105, Pedapalaparru Village, Mudinepalli Mandal, Krishna
District, A.P.

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 issue an appropriate writ or order, directions more particularly one in the nature of Writ of Mandamus declaring the inaction of the official respondents in stopping the high handed construction of laying the first floor slab by the 5th respondent as illegal, arbitrary, biased unconstitutional against the principle of natural justice, and violative of the Article 14 and 21 of the Constitution of India and consequently direct the official respondents to stop the high handed construction of laying the 1st floor slab by the 5th respondent.

IA NO: 2 OF 2020

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 Stay of the high handed construction of laying first floor slab by the 5th respondent, pending disposal of the Writ Petition and to pass, Pending disposal of WP 2352 of 2020, on the file of the High Court.

IA NO: 3 OF 2020

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 4th respondent to remove the construction made by the 6th respondent in the 2nd floor of the ganganammathalli argita seva mandapam in pedapalaparru village and mudinepalli mandal, krishna district, Pending disposal of WP 2352 of 2020, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and Orders of the High Court dated 31-01-2020, 31-08-2020 and 09-09-2020 & 07.07.2022 made herein and upon hearing the arguments of Sri D S N V Prasad Babu Advocate for the Petitioners, GP for Panchayat Raj for the Respondents 1 & 3, Sri K M Krishna Reddy for the Respondent 4, GP for Revenue for the Respondent 2 and Sri K.

Madhava Reddy, Standing Counsel for the Respondent 5, the Court made the following;

ORDER

“At request of the learned counsel for the petitioners, list the matter on 28.08.2024.

Office is directed to delete the name of Sri N.Srihari, learned counsel, and Sri T.V.P.Sai Vihari, learned counsel, and print the name of Sri K.M.Krishna Reddy, learned counsel for the respondents, in the cause list.

The 4th respondent-Secretary of Gram Panchayat, Pedapalaparru Village, shall appear before this Court on the next date of hearing.”

//TRUE COPY//

For

SD/-SK MD RAFI
ASSISTANT REGISTRAR
ch
SECTION OFFICER

To,

1. The Principal Secretary, Panchayat Raj, State of Andhra Pradesh, Velagapudi, Amaravathi, Guntur District.(By SPECIAL MESSENGER)
2. The District Collector, Collectorate Campus, Machilipatnam, Krishna District.
3. The Distict Panchayat Officer, Krishna District, Machilipatnam.
4. The Secretary, Pedapalaparru Grampanchayat, Pedapalaparru Village, Mudinepalli Mandal, Krishna District.(**SPEED POST FOR APPEARANCE**)
5. Ch. Gopi @Ch.S. Gopi, S/o Subba Rao, Managing Trustee, Sri Pedapalaparru Ganganamma Thalli Trust, R/o D.No.1-105, Pedapalaparru Village, Mudinepalli Mandal, Krishna District, A.P.(1 to 3 & 5 By RPAD)

6. Two CCs to GP for Panchayat Raj, High Court Of Andhra Pradesh.
[OUT]
7. Two CCs to GP for Revenue, High Court Of Andhra Pradesh. [OUT]
8. One CC to Sri. D S N V Prasad Babu, Advocate [OPUC]
9. One CC to Sri. I Koti Reddy, Standing Counsel [OPUC]
10. One CC to Sri K M Krishna Reddy, Standing counsel [OPUC]
11. One CC to Sri K. Madhava Reddy, Standing counsel [OPUC]
12. One spare copy.

PSK



HIGH COURT

TRR,J

DATED:21/08/2024

POST ON 28.08.2024 FOR APPEARANCE

ORDER

WP.No.2352 of 2020

DIRECTION

