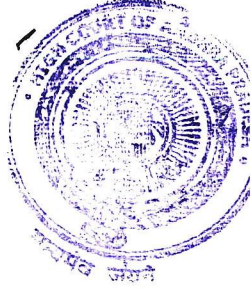


[3331]

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

**MONDAY, THE NINTH DAY OF FEBRUARY,
TWO THOUSAND AND TWENTY SIX**



**:PRESENT:
THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI**

WRIT PETITION NO: 3643 OF 2026

Between:

Muddada Govindarajulu, S/o. Late Yerraiah, aged 40 years, R/o.
Muddadapeta village, Dusi Post, Amadalavalasa Mandal, Srikakulam
District Andhra Pradesh - 532484

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Panchayat Raj Department, Secretariat Buildings, Velagapudi, Amaravati, Guntur District. -522238
2. The District Collector, (Panchayat Raj Wing), Srikakulam District, Andhra Pradesh-532001
3. The District Panchayat Officer, Narasannapeta Town and Mandal, Srikakulam District, Andhra Pradesh-532001
4. The Mandal Parishad Development Officer (MPDO), Narasannapeta Mandal office, Narasannapeta Town and Mandal, Srikakulam District Andhra Pradesh.-532421
5. The Village Grama Panchayat of Narasannapeta, Rep. by its Executive Officer, Narasannapeta Town and Mandal, Srikakulam District ,Andhra Pradesh-532421
6. The Srikakulam Urban Development Authority, Rep. by its Vice-Chairman, Srikakulam, Srikakulam District. Andhra Pradesh.-532001

7. The Planning Officer, Srikakulam Urban Development Authority, Srikakulam, Srikakulam District. Andhra Pradesh.-532001

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 direction or order, more particularly one in the nature of WRIT OF MANDAMUS assailing the highhanded action of the Respondent Authorities Especially 4th Respondent in highhandedly issuing the impugned proceedings vide RC.No.216/2002/A dated 31.01.2026 by advising the petitioner to not to enter in the said schedule land which belongs to petitioner and obstructing the said construction process of building on the petitioners land admeasuring 200 sq . yards situated in Sy.No. 219-1B1 in Narasannapeta Village Panchayat , Door No. 12-105, Ward No.11, Block No. 12 , Bazar Street Matam Veedhi, Opposite Panchayat Office, Narasannapeta Panchayat and Mandal Srikakulam District .inspite of building permit order vide permit no. 1178/0210/B/NP/GP/2023 dated 26.08.2023 in favor of petitioner in sheer violation of orders passed in WP. No. 25912 of 2023 and Undertaking Made in Contempt Case vide .CCNo.5879 of 2023 Without issuing any Notice, without calling for objections, without calling for records as illegal, colourable exercise of power, in violation of principles of natural justice, non-application of mind, discriminatory and violative of Article 14,19, Article 21, of the Constitution of India and consequently set aside the same and direct the 2nd Respondent to initiate appropriate departmental proceedings for dereliction of duty against 4th Respondent;

IA NO: 1 OF 2026

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 suspend the Impugned proceedings vide RC.No.216/2002/A dated 31.01.2026, pending disposal of the main writ petition;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. MOHAMMAD NAYAB RASOOL, Advocate for the Petitioner and of GP FOR PANCHAYAT RAJ & RURAL DEV, for the Respondent Nos.1 to 3 and of Sri. Y. KOTESWARA RAO, STANDING COUNSEL, for the Respondent Nos.4 & 5;

The Court made the following ORDER:

Rule Nisi. Call for records.

Learned Government Pleader for Panchayat Raj and Rural Development takes notice on behalf of the respondents 1 to 3.

Sri Y.Koteswara Rao, learned Standing counsel takes notice, offers to file vakalat on behalf of the respondents 4 and 5.

Learned counsel for the petitioner is permitted to take out personal notice to the respondents 6 and 7 by speed post with acknowledgement due and file proof of service in the Registry.

Impugning the proceedings issued by the 4th respondent *vide* Rc.No.216/2002/A dated 31.01.2026 (Ex.P1); directing the petitioner to demolish the compound wall and further directed the petitioner not to enter into the scheduled land in Sy.No.219-1B1, Gottipalli Revenue, Narasannapeta Mandal, the above writ petition was filed.

Learned counsel for the petitioner would contend that the petitioner purchased the subject property under a registered sale deed dated 06.08.2018 (Ex.P3). He would also contend that in view of the mistake in survey number, the same was rectified *vide* Rectification Deed No.2729/2020 dated 18.12.2020 (Ex.P4). The petitioner obtained permission from the 6th respondent dated 26.08.2023 (Ex.P2) and is making construction. The 4th respondent without having jurisdiction issued the proceedings impugned.

Sri Chaitanya, learned counsel representing Sri Y.Koteswara Rao, learned Standing counsel for the respondents 4 and 5, would fairly submit that the 4th respondent had no jurisdiction to issue notice. In

case of any deviation, the Executive Officer of the 5th respondent is the competent authority.

Given the facts and circumstances, there shall be stay of all further proceedings pursuant to the proceedings *vide* Rc.No.216/2002/A dated 31.01.2026 (Ex.P1). However, the petitioner shall not make any construction contrary to the sanctioned plan.

List the matter on 09.03.2026.

//TRUE COPY//

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Panchayat Raj Department, The State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravati, Guntur District. -522238. (by SPECIAL MESSENGER)
2. The District Collector, (Panchayat Raj Wing), Srikakulam District, Andhra Pradesh-532001
3. The District Panchayat Officer, Narasannapeta Town and Mandal, Srikakulam District, Andhra Pradesh-532001
4. The Mandal Parishad Development Officer (MPDO), Narasannapeta Mandal office, Narasannapeta Town and Mandal, Srikakulam District Andhra Pradesh.-532421
5. The Executive Officer, The Village Grama Panchayat of Narasannapeta, Narasannapeta Town and Mandal, Srikakulam District ,Andhra Pradesh-532421
6. The Vice-Chairman, The Srikakulam Urban Development Authority, Srikakulam, Srikakulam District. Andhra Pradesh.-532001
7. The Planning Officer, Srikakualm Urban Development Authority, Srikakulam, Srikakulam District. Andhra Pradesh.-532001 (Addressee Nos. 2 to 7 BY RPAD)

8. One CC to Sri. MOHAMMAD NAYAB RASOOL, Advocate [OPUC] ✓

9. One CC to Sri. Y. KOTESWARA RAO, STANDING COUNSEL [OPUC] ✓

10. Two CCs to GP FOR PANCHAYAT RAJ & RURAL DEV, High Court Of
Andhra Pradesh. [OUT] ✓

11. One spare copy

JSS

HIGH COURT

SRS, J

DATED:09/02/2026

LIST THE MATTER ON 09.03.2026.

ORDER

WP.No.3643 of 2026

STAY

