

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

THURSDAY, THE NINETEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI
WRIT PETITION NO: 4533 OF 2026



Between:

1. Mutchukota Swetha Madhavi,
W/o Mutchukota Amarnath Reddy,
D/o Tangasani Janardhana Reddy,
Aged about 39 years, Agriculturist,
R/o. D.No. 1/25?A, Mutchukota Village & Post,
Pedda Pappur Mandal,
Ananthapur District- 515445.
2. Tangasani Radhika,
W/o Anjana Narendra Reddy,
D/o Tangasani Janardhana Reddy,
aged about 39 years, Agriculturist,
R/o. D.No. 13/165?4?B, Anjanapuram,
Guntakal Town & Post, Guntakal Mandal,
Ananthapur District-515801

..Petitioners

AND

1. The State of Andhra Pradesh,
Represented by its Principal Secretary,
Panchayat Raj & Rural Development Department,
Secretariat, Velagapudi, Amaravati, Guntur District- 522238.
2. The State of Andhra Pradesh,
Represented by its Principal Secretary,
Revenue Department, Secretariat, Velagapudi,
Amaravati, Guntur District-522238.
3. The District Panchayat Officer,
Ananthapur, Ananthapur District- 515001.
4. The Mandal Parishad Development Officer,
Yadiki Mandal, Ananthapur District -515408.
5. The Extension Officer (PR & RD),
Yadiki Mandal, Ananthapur District-515408.

6. The Kamalapadu Gram Panchayat,
Represented by its Panchayat Secretary,
Kamalapadu Village, Yadiki Mandal,
Ananthapur District-515832.
7. The District Collector,
Ashok Nagar, Anantapur,
Ananthapur District- 515001.
8. The Revenue Divisional Officer,
Ananthapur, Ananthapur District-515001.
9. The Tahsildar,
Yadiki Mandal, Ananthapur District-515408.
10. Bathini Saradha Prasad Reddy,
S/o B. Nagi Reddy, aged about 45 years,
Resident of Kamalapadu Village & Post,
Yadiki Mandal, Ananthapur District-515832.
11. Mallu Parvatha Reddy,
S/o M. Padi Reddy, aged about 35 years,
Resident of Kamalapadu Village & Post,
Yadiki Mandal, Ananthapur District-515832.
12. Kutagulla Maheswara Reddy,
S/o K. Gurvi Reddy, aged about 34 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
13. Kutagulla Guru Prasad Reddy,
S/o B. Bali Reddy, aged about 35 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
14. Kutagulla Siva Prasad Reddy,
S/o K. Veeraiah, aged about 54 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
15. Midde Jayudu,
S/o M. Rangappa, aged about 45 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.

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16. Ganapathi Lakshumaiah,
S/o G. Pedda Gangulu, aged about 48 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
 17. Konapuram Srinivasulu,
S/o K. Appaiah, aged about 55 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
 18. Yendla Thimmanna,
S/o Y. Ramudu, aged about 43 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
 19. Nallabothula Sambaa,
S/o N. Peddanna, aged about 26 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
 20. Dampetla Sankara Goud,
S/o D. Ranganna, aged about 30 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
 21. Narla Pedda Bramham,
S/o N. Kondaiah, aged about 60 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
 22. Talari Obulesu,
S/o T. Chinna Maddileti, aged about 60 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
 23. Siddavatam Harish Reddy,
S/o S. Gangadhar, aged about 26 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.
 24. Ragula Siva Reddy,
S/o R. Chinna Bramhananda Reddy,
aged about 28 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.

25. Ragula Maheswara Reddy,
S/o R. Pedda Bramhananda Reddy,
aged about 50 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.

26. Kutagulla Bhaskara Reddy,
S/o K. Bali Reddy, aged about 39 years, Agriculturist,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.

27. Kutagulla Bali Reddy,
S/o K. Narayana Reddy, aged about 65 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832.

28. Talari Ram Das,
S/o T. Chinna Maddileti, aged about 40 years,
Resident of Kamalapadu Village,
Yadiki Mandal, Ananthapur District-515832

..Respondent/s

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 an appropriate order or direction more particularly, one in the nature of Writ of Mandamus, declaring the Gram Panchayat Resolution dated 25.09.2025 bearing Resolution No. 25.09.2025(1) passed by the 6th respondent - Kamalapadu Gram Panchayat purporting to permit/approve a religious construction/structure on Gramakantam and road-margin land in Sy. No. 557 of Kamalapadu Village fields, Yadiki Mandal, Ananthapur District, as illegal, arbitrary, ultra vires the provisions of the Andhra Pradesh Panchayat Raj Act, 1994 and the Andhra Pradesh Gram Panchayat Land Development (Layout and Building) Rules, 2002 as amended by G.O.Ms.No.67, dated 26.02.2002 and G.O.Ms.No.376, dated 29.11.2012, without jurisdiction and void ab initio, and consequently declare that any construction already made on the said Gramakantam and road-margin land in Sy. No. 557 is illegal and

unauthorised as the same has been put up without obtaining any valid permission or prior approval from the competent authority, and further direct respondents 2, 6, 7, 8 and 9 to remove and clear such illegal and unauthorised construction from the said Gramakantam and road-margin land and also direct all the respondents to protect the said Gramakantam and road-margin land in Sy. No. 557 and not to permit or allow any construction of whatever nature on the said land in future.

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 operation and effect of the Gram Panchayat Resolution dated 25.09.2025 bearing Resolution No. 25.09.2025(1) passed by the 6th respondent, and pending disposal of the writ petition restrain respondents 10 to 28, their men, agents and anybody claiming through them from undertaking, continuing or completing any construction of whatever nature on the Gramakantam and road-margin land in Sy. No. 557 of Kamalapadu Village fields, Yadiki Mandal, Ananthapur District, Pending disposal of WP 4533 of 2026, 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 upon hearing the arguments of Sri Yedida Akhil Pavan, Advocate for the Petitioners, GP for Panchayat Raj and Rural Development for Respondents 1 and 3, GP for Revenue for Respondent No.2 and of Sri M. Sudhir, learned standing counsel for Respondents 4 to 6 and the Court made the following

ORDER

Learned Government Pleader for Panchayat Raj and Rural Development takes notice for respondents 1 and 3.

Learned Government Pleader for Revenue takes notice for respondent No.2.

Sri M. Sudhir, learned standing counsel takes notice and offers to file vakalat for respondents 4 to 6.

Learned counsel for the petitioners is permitted to take out notice to respondents 10 to 28 through speed post with acknowledgment due and file proof of service.

The above writ petition was filed challenging resolution No.25-09-2025 (1), dated 25.09.2025 passed by respondent No.6 Gram Panchayat, granting permission to construct a Temple in survey No.557, Kamalapadu Village, as illegal and arbitrary.

Sri S. Hruthik, learned counsel representing Sri M. Sudhir, learned standing counsel for respondents 4 to 6 submitted instructions of Panchayat Secretary of respondent No.6 along with a copy of show cause notice issued by the authority to the committee members, vide R.C.01/2026 dated 17.02.2026, directing them not to make any further constructions without obtaining permission. Learned counsel would also submit that the construction of the Temple has been stalled.

Instructions furnished by Panchayat Secretary and the notice issued by the Panchayat Secretary are made part of the record.

Given the facts and circumstances of the case, respondent No.6 shall ensure that no further construction is carried out in survey No.557 of Kamalapadu Village fields, Yadiki Mandal, without obtaining appropriate permission from the concerned authority.

Post on 12.03.2026.

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Panchayat Secretary, Kamalapadu Gram Panchayat, Kamalapadu Village, Yadiki Mandal, Ananthapur District-515832. (by RPAD) ✓
2. One CC to SRI. YEDIDA AKHIL PAVAN, Advocate [OPUC] ✓

3. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV ,High Court Of Andhra Pradesh. [OUT]
4. One CC to SRI. M SUDHIR, Standing Counsel [OPUC]
5. One spare copy

ADP

HIGH COURT

SRS,J

DATED: 19/02/2026

POST ON 12.03.2026

ORDER

WP.No.4533 of 2026

DIRECTION

