

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

**WEDNESDAY, THE TWENTY FOURTH DAY OF JUNE,
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**HONOURABLE MRS. LISA GILL, THE CHIEF JUSTICE
AND**

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

WP(PIL) NO: 35 OF 2025

along with

WP.No.3366 OF 2026 & WP No. 4262 of 2025

WP(PIL) NO: 35 OF 2025

Between:

1. Korukonda Koteswarrao, S/o Raju Naidu aged about 42 years Occ farmer R/o 0-0 Mamidipalem Village, Anakapalli district, Anakapalli.
2. Korukonda Apparao, S/o China Ramanaidu aged about 40 years Occ panchayati ward member R/o 2-98 Mamidipalem Village, Anakapalli district, Anakapalli.
3. Pudi Ramana, S/o Pudi Ramana aged about 34 years Occ Business R/o 1-4 Mamidipalem Village, Anakapalli district, Anakapalli.
4. Gowri Srinivasa Rao, S/o Kotolu aged about 31 years Occ farmer R/o 3-94 Mamidipalem Village, Anakapalli district, Anakapalli.
5. Pudi Manikanta, S/o Ramana aged about 28 years Occ farmer R/o 1-33 Mamidipalem Village, Anakapalli Anakapalli.
6. Uppaluri Govinda, S/o Akki Naidu aged about 32 years Occ Business R/o 4-30 Mamidipalem Village, Anakapalli district, Anakapalli. district.
7. Pudi Anil Kumar, S/o Srinivasa Rao aged about 27 years Occ farmer R/o 1-51 Mamidipalem Village, Anakapalli district, Anakapalli.

8. Chandaka Laxmi, W/o Late Ramu aged about 34 years Occ Vice Sarpanch R/o Mamidipalem Village, Anakapalli district, Anakapalli.
9. Uppuluri Naga Lakshmi, W/o Uppuluri Govinda aged about 27 years Occ Farmer R/o 4-36-1 Mamidipalem Village, Anakapalli district, Anakapalli.

...Petitioners

AND

1. The State of Andhra Pradesh, Rep By Its Chief Secretary, General Administration Department, Secretariate Buildings Velagapudi Amaravati.
2. The State Of Andhra Pradesh, Rep by its Principal Secretary, Industries And Factories Department, Secretariat Buildings, - Velagapudi, Amaravati.
3. The Member Secretary, AP Pollution Control Board, O/o MogalarajuPuram, Surya Rao Peta, Vijayawada, N T R Dist.
4. The Joint Chief Environmental Engineer, Pollution Control Board, Zonal Office, Madhavadhara, VUDA layout, beside RTO Office, Vishakhapatnam.
5. The Environmental Engineer, AP Pollution Control Board, Regional Office, 6th Floor, Udyog Bhavan Complex, Siripuram Junction, Visakhapatnam
6. The Deputy Chief Inspector of Factories, O/o Inspector Of Factories, Visakhapatnam and Dist.
7. The Dist Collector, Anakapalli dist, Anakapalli
8. The Revenue Divisional Officer, Anakapalli Divison, Anakapalli district, Anakapalli
9. The Tahsildhar, Anakapalli, Anakapalli Mandal, Anakapalli ' Dist
10. The Superintendent of Police, Anakapalli district.
11. The Station House Officer, Anakapalli , Anakapalli district

12. The Dist Medical and Health officer, Anakapalli Dist, Anakapalli.
13. The Dist Mines and Geology officer, Anakapalli Dist. Anakapalli
14. The Superintending Engineer, APEPDCL, Anakapalli district, Anakapalli
15. The Mamidipalem Gram Panchayat, Rep by its Secretary Mamidipalem Village, Anakapalli mandal, Anakapalli Dist,
16. Sri Maa Reddy Singareddy, S/o not known aged about Major, Proprietor M/s Anjani Stone Crusher O/o Survey No 120 and 121, Mamidipalem Village, Anakapalli mandal, Anakapalli Dist, 531032

...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 to declaring the action on the part of the respondents herein not shifting/closing the M/s Anjani Stone Crushers of 16th respondent situated at survey no 120 and 121, Mamidipalem village, Anakapalli mandal, Anakapalli dist in the light of the provisions of AP Environmental Protection act, 1986 including the relevant provisions of Air and water Acts in the interest of public health and protection of Environment as illegal, arbitrary and contrary to the other connected laws and violative of article 14, 21 and 48A of the constitution of India and Consequentially to direct the respondents to take steps to stop the activities of the M/s Anjani stones Crushers/16th respondent in view of the notice dt 20-12-2024 of the 4th respondent.

IA NO: 1 OF 2025:

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the WP(PIL), the High Court may be pleased to direct the respondents to take steps to stop the activities of the M/s Anjani stones Crushers/16th respondent in view of the notice dt 20-12-2024 of the 4th respondent, pending disposal of WP(PIL) No.35 of 2025, on the file of the High Court.

The petition coming on for hearing, upon perusing the Writ Petition and the affidavit filed in support thereof and the earlier Order of the High Court dated 19.02.2025, 23.07.2025 & 11.02.2026 made herein and upon hearing the arguments of Sri Bokka Satyanarayana, Advocate for the Petitioners and Sri Y.Soma Raju, learned Standing Counsel for the Respondent Nos.3, 4 & 5 and GP for Mines and Geology for the Respondent No.13 and Sri Y.Koteswara Rao, Standing Counsel for the Respondent No.15;

WP NO: 3366 OF 2026:

Between:

1. M/s. Sudha Stone Chips, Registered MSME Unit A Sole Proprietorship Concern Having Office at Sy. No. 211, Vooderu Village, Anakappali (M), Anakapalli District, Andhra Pradesh - 531032 Represented by Sole Proprietor
2. Mrs. Nidamanuri Swaroopa Rani, W/o. Late N. Sudhakar, Aged about 65, Sole Proprietor of M/s. Sudha Stone Chips, Having office at Sy. No 211, Vooderu Village, Anakappali (M), Anakapalli District, Andhra Pradesh - 531032

...Petitioners

AND

1. State of Andhra Pradesh, Represented by its Principal Secretary.
Department of Environment, Forests, Science and Technology,
Secretariat, Velagapudi, Amaravati, Andhra Pradesh - 522237
2. Andhra Pradesh Pollution Control Board, Represented by its
Chairman, Paryavaran Bhavan, APIIC Colony Road, Gurunanak
Colony, Autonagar, Vijayawada- 520007.
3. Joint Chief Environmental Engineer, Zonal Office, Visakhapatnam,
Andhra Pradesh Pollution Control Board 39-33-20/4/1,
Madhavadhara Vuda Colony, Visakhapatnam - 530018.
4. Regional Office (Visakhapatnam), Represented by Environmental
Engineer Andhra Pradesh Pollution Control Board AP Pollution
Control Board Road, Vuda Layout, Madhavadhara, Visakhapatnam,
Andhra Pradesh, 530018

...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 in the nature of a Writ of Mandamus

a) To set aside the Closure Order having reference No. 7761/APPCB/ZO-VSPA/SP/2025 dated 24.11.2025 issued by Respondent No. 3 as being arbitrary, illegal and in violation of principals of natural justice.

b) To declare the notice dated 20.01.2025-Lr.No.809/APPCB/HO/ECS/KKD/2024-1218 issued by Respondent No. 2 in not permitting the petitioner to operate its Stone Crusher plant situated at Vooderu Village, Anakapalli District, Andhra Pradesh as being arbitrary, illegal and in violation of principals of natural justice by consequently giving necessary permission/direction to the concerned departments for permitting the Petitioner's to operating its Stone Crushing Plant;

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 writ petition, the High Court may be pleased to suspend the operation and effect of the Order No. 7761/APPCB/ZO-VSPA/SP/2025 dated 24.11.2025 issued by Respondent No.3 permitting the Petitioner to operate its Stone Crusher plant situated at Vooderu Village, Anakapalli District, Andhra Pradesh, pending disposal of WP.No.3366 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 the order of the High Court dated:11.02.2026 and upon hearing the arguments of Sri Devi Prasad Mangalapuri, Advocate for the Petitioners and GP for Forests for the Respondents;

WRIT PETITION NO: 4262 OF 2025

Between:

1. Mr. Kotada Apparao, S/oAtchi Babu, aged about 62 Years, R/o. Mamidipalli Village, AnakapalliMandal, Visakhapatnam District, Andhra Pradesh.
2. Kotada Samba Murthy, S/oAtchibabu, aged about 61 years, R/o. Mamidipalli Village, AnakapalliMandal, Visakhapatnam District, Andhra Pradesh.

...Petitioners

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary (Industries and Mines Department), Secretariat Buildings at Velagapudi, Guntur District, Andhra Pradesh.
2. The Director, Mines and Geology Department, Ibrahimapatnam, Vijayawada, NTR District, Andhra Pradesh.

3. The Andhra Pradesh Pollution Control Board, Moghalrajapuram, Vijayawada, NTR District, Andhra Pradesh, Represented by its Member Secretary.
4. The Andhra Pradesh Pollution Control Board, Regional Office at Udyog Bhavan Complex, Siripuram Junction, Visakhapatnam, Andhra Pradesh.
5. The Joint Chief Environmental Engineer, Pollution Control Board, Zonal Office at Madhurawada, HUDA Layout, Visakhapatnam, Andhra Pradesh.
6. The District Collector, Anakapalli District, Andhra Pradesh.
7. The Tahsildar, Anakapalli Mandal, Anakapalli District, Andhra Pradesh.
8. The Mamidipalem Gram Panchayat, Mamidipalem Village, Anakapalli District, Andhra Pradesh, Represented by its Village Secretary.
9. M/s. Anjana Stone Crusher, at Sy. No. 120 and 121, Mamidipalem Village, Anakapalli District, Andhra Pradesh, Represented by its Proprietor, Mareddy Singa Reddy.

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 a Writ or Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents more particularly respondents 2 to 5 herein in not taking action against the 9th respondent for his illegal operation of the stone crusher without taking any precautionary as per the policy of the respondents 3, 4 and 5 herein and also in not considering the representations of the petitioners dated 21.02.2017, 14.03.2017, 25.11.2024 as well as the representation of the 8th respondent Grampanchayat dated 02.12.2024 to the 6th respondent along with other respondents for closing the crushing unit as illegal

arbitrary and also oppose to Article 14 and 21 of the Constitution of India as well as oppose to all cannons of justice and also oppose to right to life guaranteed by the Constitution of India consequentially direct the respondents to take stringent action against the 9th respondent by considering the representations of the petitioners dated 21.02.2017, 14.03.2017, 25.11.2024 as well as the representation of the 8th respondent Grampanchayat dated 02.12.2024 to the 6th respondent for closing of the crushing unit run by the 9th respondent forthwith.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court order dated 23.07.2025 & 11.02.2026 made herein and upon hearing the arguments of Sri N.Nagaraja Kapoor, Advocate for the Petitioner, and of Government Pleader for Mines and Industries for respondent Nos.1 and 2, and of Government Pleader for Revenue, for Respondent Nos.6 and 7, and of Sri Y.SomaRaju, Standing counsel for Pollution Control Board for respondent Nos.3 to 5, and of Sri Y.KoteswaraRao, Standing Counsel for respondent No.8, the Court made the following;

ORDER:

Learned Standing Counsel for A.P. Pollution Control Board prays for last opportunity to file a comprehensive status report indicating the action taken by respondents for any non-compliance on the part of stone crushers in the area.

Details of distance of residential areas from the site of stone crushers as well as population in the said area should be clearly mentioned in the said status report.

At request, adjourned to 08.07.2026.

Photocopy of this order be placed on the files of connected cases.

SD/- P.SIVA SITA RAMA KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

F

To,

1. The Chief Secretary, State of Andhra Pradesh, General Administration Department, Secretariate Buildings Velagapudi Amaravati.
2. The Principal Secretary, State of Andhra Pradesh, Industries And Factories Department, Secretariat Buildings, - Velagapudi, Amaravati.
3. The Principal Secretary, State of Andhra Pradesh, Department of Environment, Forests, Science and Technology, Secretariat, Velagapudi, Amaravati, Andhra Pradesh – 522237 (Addressee Nos.1 to 3 by **Special Messenger**)
4. The Member Secretary, AP Pollution Control Board, O/o Mogalarajupuram, Surya Rao Peta, Vijayawada, N T R Dist.
5. The Joint Chief Environmental Engineer, Pollution Control Board, Zonal Office, Madhavadhara, VUDA layout, beside RTO Office, Vishakhapatnam.
6. The Environmental Engineer, AP Pollution Control Board, Regional Office, 6th Floor, Udyog Bhavan Complex, Siripuram Junction, Visakhapatnam
7. The Deputy Chief Inspector of Factories, O/o Inspector Of Factories, Visakhapatnam and Dist.
8. The District Collector, Anakapalli dist, Anakapalli

9. The Revenue Divisional Officer, Anakapalli Divison, Anakapalli district, Anakapalli
10. The Tahsildhar, Anakapalli, Anakapalli Mandal, Anakapalli, Dist
11. The Superintendent of Police, Anakapalli district.
12. The Station House Officer, Anakapalli , Anakapalli district
13. The District Medical and Health officer, Anakapalli Dist, Anakapalli.
14. The District Mines and Geology officer, Anakapalli Dist. Anakapalli
15. The Director, Mines and Geology Department, Ibrahimapatnam, Vijayawada, NTR District, Andhra Pradesh.
16. The Superintending Engineer, APEPDCL, Anakapalli district, Anakapalli
17. The Mamidipalem Gram Panchayat, Rep by its Secretary Mamidipalem Village, Anakapalli mandal, Anakapalli Dist,
18. Sri Maa Reddy Singareddy, Proprietor M/s Anjani Stone Crusher O/o Survey No 120 and 121, Mamidipalem Village, Anakapalli mandal, Anakapalli Dist, 531032
19. The Chairman, Andhra Pradesh Pollution Control Board, Paryavaran Bhavan, APIIC Colony Road, Gurunanak Colony, Autonagar, Vijayawada- 520007.
20. The Joint Chief Environmental Engineer, Zonal Office, Visakhapatnam, Andhra Pradesh Pollution Control Board 39-33-20/4/1, Madhavadhara Vuda Colony, Visakhapatnam - 530018.
21. The Environmental Engineer, Regional Office (Visakhapatnam), Andhra Pradesh Pollution Control Board AP Pollution Control Board Road, Vuda Layout, Madhavadhara, Visakhapatnam, Andhra Pradesh, 530018

9. The Revenue Divisional Officer, Anakapalli Divison, Anakapalli district, Anakapalli
10. The Tahsildhar, Anakapalli, Anakapalli Mandal, Anakapalli, Dist
11. The Superintendent of Police, Anakapalli district.
12. The Station House Officer, Anakapalli , Anakapalli district
13. The District Medical and Health officer, Anakapalli Dist, Anakapalli.
14. The District Mines and Geology officer, Anakapalli Dist. Anakapalli
15. The Director, Mines and Geology Department, Ibrahimapatnam, Vijayawada, NTR District, Andhra Pradesh.
16. The Superintending Engineer, APEPDCL, Anakapalli district, Anakapalli
17. The Mamidipalem Gram Panchayat, Rep by its Secretary Mamidipalem Village, Anakapalli mandal, Anakapalli Dist,
18. Sri Maa Reddy Singareddy, Proprietor M/s Anjani Stone Crusher O/o Survey No 120 and 121, Mamidipalem Village, Anakapalli mandal, Anakapalli Dist, 531032
19. The Chairman, Andhra Pradesh Pollution Control Board, Paryavaran Bhavan, APIIC Colony Road, Gurunanak Colony, Autonagar, Vijayawada- 520007.
20. The Joint Chief Environmental Engineer, Zonal Office, Visakhapatnam, Andhra Pradesh Pollution Control Board 39-33-20/4/1, Madhavadhara Vuda Colony, Visakhapatnam - 530018.
21. The Environmental Engineer, Regional Office (Visakhapatnam), Andhra Pradesh Pollution Control Board AP Pollution Control Board Road, Vuda Layout, Madhavadhara, Visakhapatnam, Andhra Pradesh, 530018

22. The Andhra Pradesh Pollution Control Board, Regional Office at Udyog Bhavan Complex, Siripuram Junction, Visakhapatnam, Andhra Pradesh.
23. The Joint Chief Environmental Engineer, Pollution Control Board, Zonal Office at Madhurawada, HUDA Layout, Visakhapatnam, Andhra Pradesh.
24. The District Collector, Anakapalli District, Andhra Pradesh.
25. The Tahsildar, Anakapalli Mandal, Anakapalli District, Andhra Pradesh.
26. The Village Secretary, Mamidipalem Gram Panchayat, Mamidipalem Village, Anakapalli District, Andhra Pradesh.
27. The Proprietor, M/s. Anjana Stone Crusher, at Sy. No. 120 and 121, Mamidipalem Village, Anakapalli District, Andhra Pradesh, Mareddy Singa Reddy. (Addressee Nos.4 to 27 by **SPEED POST**)
28. One CC to Sri Devi Prasad Mangalapuri, Advocate [OPUC]
29. Two CCs to GP for Forests, High Court of AP [OUT]
30. One CC to Sri Bokka Satyanarayana, Advocate [OPUC]
31. Two CCs to GP for Mines and Geology, High Court of AP [OUT]
32. One CC to Sri N.Nagaraja Kapoor, Advocate [OPUC]
33. Two CCs to GP for Revenue, High Court of AP [OUT]
34. One CC to Sri Y.Soma Raju, Standing counsel [OPUC]
35. One CC to Sri Y.Koteswara Rao, Standing Counsel [OPUC]
36. Two CCs to GP for General Administration, High Court of Andhra Pradesh. [OUT]
37. Two CCs to GP for Labour Department, High Court of AP [OUT]
38. Two CCs to GP for Revenue, High Court of AP [OUT]
39. Two CCs to GP for Home, High Court of AP [OUT]

HIGH COURT

HC,J

&

NJS,J

DATED:24.06.2026

ADJOURNED TO 08.07.2026

ORDER

WP(PIL).No.35 of 2026



DIRECTION