

[3328]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE SIXTH DAY OF APRIL,

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 4455 OF 2026



Between:

Smt.Dumpalagattu Obulamma, W/o.Dumpalagattu Subbarayudu, Aged about 55 years, Occ: House Hold, R/o.Kamalapuram Town and Mandal, YSR Kadapa District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Municipal Administration Department, Secretariat, Velagapudi, Amaravathi, Guntur District - 522238
2. The Kamalapuram Nagara Panchayat, Kamalapuram, YSR Kadapa District, Rep by its Commissioner - 516 289
3. The Tahsildar, Kamalapuram Mandal, YSR Kadapa District.
(R3 Suo moto impleaded as per C.O.dt.06.04.2026)

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 declare the action of the Respondent No.2 in issuing Impugned Notice No.01/KMP01/G1/2026, dated 02-02-2026 directing the Petitioner to remove the encroachments within a period of 3 days from the date of receipt of the Notice without issuing show cause notice and internal

layout road is not vested with the 2nd Respondent Municipality as arbitrary, illegal, violation of principles of natural justice, beyond jurisdiction and in violation of Article 14, 19 and 21 of the Constitution of India and consequently set aside the Impugned Notice No.01/KMP01/G1/2026, dated 02-02-2026 issued by the 2nd Respondent in the interest of justice.

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 Notice No.01/KMP01/G1/2026, dated 02-02-2026 issued by the 2nd Respondent pending disposal of the Writ Petition in the interest of justice

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. P NAGENDRA REDDY, Advocate for the Petitioner and of GP MUNICIPAL ADMN AND URBAN DEV AP for the Respondent No.1 and of Sri. GUDAPATI LAKSHMINARAYANA, STANDING COUNSEL, for the Respondent No.2;

The Court made the following ORDER:

Heard Sri P. Madhukar Reddy, learned Counsel appearing on behalf of Sri P. Nagendra Reddy, learned Counsel for the Petitioner and Sri G. Lakshminarayana, learned Standing Counsel for Respondent No.2.

2. Sri Gudapati Lakshminarayana, learned Standing Counsel for the Respondent No.2, has submitted the Communication by the Commissioner, Kamalapuram Municipality to the Tahsildar, Kamalapuram Mandal dated 23.02.2026, requesting the said Tahsildar to conduct survey. Copy of it is supplied to the Counsel for the Writ Petitioner and the same is taken on record.

3. It is submitted by both the learned Counsel that the Tahsildar has not conducted the survey so far.

4. Having considered these facts, this Court deems it appropriate to *suo moto* implead the Tahsildar of Kamalapuram Mandal, YSR Kadapa District as Respondent No.3 in this Writ Petition. Registry is directed to make necessary changes in the Cause-title.

5. Registry is also directed to print the name of Government Pleader for Revenue in the Cause-list.

6. Sri B. Ramesh, learned Assistant Government Pleader for Revenue, who is present in the Court, is directed to obtain Written Instructions from the newly impleaded Tahsildar of Kamalapuram Mandal as regards the status of the Survey Application submitted by the Writ Petitioner on 29.12.2025 and also the Correspondence of the Commissioner, Kamalapuram Nagar Panchayat to the Tahsildar dated 23.02.2026. If the Written Instructions are not forthcoming by the next date, this Court would consider directing the personal appearance of Tahsildar, Kamalapuram Mandal.

7. Sri B. Ramesh, learned Assistant Government Pleader for Revenue, is directed to convey the gist of this Order to the newly impleaded Respondent No.3 forthwith for effective compliance.

8. List on 09.04.2026 in the motion list.

//TRUE COPY//

SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration Department, The State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi, Guntur District – 522238 (by SPECIAL MESSENGER)
2. The Commissioner The Kamalapuram Nagara Panchayat, Kamalapuram, YSR Kadapa District - 516 289. (BY RPAD)

3. The Tahsildar, Kamalapuram Mandal, YSR Kadapa District.
(by SPEED POST)

4. One CC to Sri. P NAGENDRA REDDY, Advocate [OPUC]

5. One CC to Sri. GUDAPATI LAKSHMINARAYANA, STANDING
COUNSEL, [OPUC]

6. Two CCs to GP FOR MUNICIPAL ADMN AND URBAN DEV AP, High
Court Of Andhra Pradesh. [OUT]

7. Two CCs to Sri. B. RAMESH, ASSISTANT GP FOR REVENUE, High
Court Of Andhra Pradesh. **(by SPEED POST)**

8. The Section Officer, Writ Non-Service Section, High Court of Andhra
Pradesh.

9. **One spare copy**

JSS

HIGH COURT

GRKP, J

DATED:06/04/2026

LIST ON 09.04.2026 IN THE MOTION LIST.

ORDER

WP.No.4455 of 2026

DIRECTION

