

[3330]

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

**MONDAY, THE SECOND DAY OF MARCH,
TWO THOUSAND AND TWENTY SIX**



**:PRESENT:
THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO**

WRIT PETITION NO: 4603 OF 2026

Between:

Smt. Kanamarlapudi Komaladevi, W/o Venkateswarlu, Aged about 41 years, R/o Kothakalava Center, Narayanareddypeta Area, Nellore City, SPSR Nellore District- 524314.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration & Urban Development Department, Secretariat, Velagapudi, Amaravati - 522238.
2. The Nellore Municipal Corporation, Rep.by it's Commissioner, Nellore City, SPSR Nellore District- 524004.
3. The Executive Engineer, APSPDCL, Nellore Division, SPSR Nellore District- 524004.
4. The Executive Engineer, Roads & Buildings Department, Nellore Division, SPSR Nellore District- 524004.

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 an order, proceedings or writ more particularly one. in the nature of 'Writ of Mandamus', declaring the action of the respondent

authorities, in threatening to demolish the petitioner's residential-cum-commercial building situated in Survey No.388/1, Narayanareddypeta Area, Nellore City, Sri Potti Sriramulu Nellore District, on the pretext of laying electrical lines over the first floor portion and for alleged road widening in respect of the ground floor shed; without issuing any notice, without conducting any survey, without demarcation of boundaries, without initiating any acquisition or statutory proceedings, and without following due process of law, despite the petitioner being the absolute owner in settled possession under a registered Settlement Deed dated 01.08.2022 and having constructed a ground floor and first floor building and regularly paying municipal property tax and also holding electricity service connections for both ground floor and first floor portions, as illegal, arbitrary, irrational and violative of the principles of natural justice and the fundamental rights guaranteed under Articles 14, 21 and 300-A of the Constitution of India, and it is consequently prayed to direct the respondents to restrain from taking any coercive steps including demolition pursuant to the said illegal threats, to follow due process strictly in accordance with law, and further to restrain the respondents from in any manner interfering with the petitioner's peaceful possession and enjoyment of the subject property;

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 direct the respondents to restrain from taking any coercive steps including demolition pursuant to the said illegal threats, to follow due process strictly in accordance with law, and further to restrain the respondents from in any manner interfering with the petitioner's peaceful possession and enjoyment of the subject property;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. G V S

KISHORE KUMAR, Advocate for the Petitioner and of GP MUNICIPAL ADMN AND URBAN DEV AP, for the Respondent Nos.1 & 4 and of Sri. A.S.C.BOSE, STANDING COUNSEL, for the Respondent No.2 and of Sri. VENKATA RAMA RAO, STANDING COUNSEL, for the Respondent No.3;

The Court made the following ORDER:

Respondent Nos.2, 3 and 4 shall be present before this Court on 05.03.2026.

List the case on 05.03.2026.

//TRUE COPY//

**SD/-K.V.RAGHAVULU
ASSISTANT REGISTRAR
SECTION OFFICER**

To,

1. The Commissioner, The Nellore Municipal Corporation, Nellore City, SPSR Nellore District- 524004.
2. The Executive Engineer, APSPDCL, Nellore Division, SPSR Nellore District- 524004.
3. The Executive Engineer, Roads & Buildings Department, Nellore Division, SPSR Nellore District- 524004. **(Addressee Nos.1 to 3 BY SPEED POST – Directed to appear before this Court on 05.03.2026)**
4. One CC to Sri. G V S KISHORE KUMAR, Advocate [OPUC]
5. Two CCs to GP FOR MUNICIPAL ADMN AND URBAN DEV AP, High Court Of Andhra Pradesh. [OUT]
6. One CC to Sri. A.S.C.BOSE, STANDING COUNSEL [OPUC]
7. One CC to Sri. VENKATA RAMA RAO, STANDING COUNSEL [OPUC]
8. One spare copy

HIGH COURT

TRR, J

DATED:02/03/2026

LIST THE CASE ON 05.03.2026.

ORDER

WP.No.4603 of 2026

APPEARANCE

