

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE SEVENTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 4702 OF 2026



Between:

1. Pepeti Suvarna Raju, S/o Prasada Rao, Aged about 67 years, Occ: Agriculture, Resident of D.No.21-26/8, Siddapuram Road, Dharmapura Agraharam, Akividu Village Mandal, West Godavari District.
2. Smt. Erlapati Salomi, W/o Lazar, Aged about 52 years, Occ: Agriculture, Resident of D.No.21-31, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.
3. Madda John Moshe, S/o Jeevarathnam, Aged about 41 years, Occ: Agriculture, Resident of D.No.21-26/7, Siddapuram Road, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.
4. Batcha Nagarathnam, S/o Pedda Nagarathnam, Aged about 65 years, Occ: Agriculture, Resident of D.No.21, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.
5. Ganji Venkata Rao, S/o Surayya, Aged about 55 years, Occ: Agriculture, Resident of D.No.21-25/6, Siddapuram Road, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.
6. Chitturi Paul, S/o Yohanu, Aged about 57 years, Occ: Agriculture, Resident of D.No.21-26/2, Siddapuram Road, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.

7. Smt. Katikitala Bharathi, W/ o Raju, Aged about 65 years, Occ: House wife. Resident of D.No.21-26/3, Siddapuram Road, Dharmapuram Agraharam, Akividu Village Mandal, West Godavari District.
8. Smt. Khandavalli Esteru Rani, D/o Daveedu, (Daughter-in-law of Kandavalli Mariyamma) Aged about 42 years, Occ: Agriculture, Resident of D.No.21-30, Siddapuram Road, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.
9. Smt. Madda Suneetha, D/o Yesupadam, Aged about 45 years, Occ: Agriculture, Resident of D.No.21-31/1(2), Siddapuram Road, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.
10. Yalla Bala Yesu, S/o Yesurathnam, Aged about 50 years, Occ: Agriculture, Resident of D.No.21-28(1), Siddapuram Road, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.
11. Khandavalli Subramanyam, S/o. Aged about 40 years, Occ: House wife. Resident of Asst.No.5361, Akiveedu village, Akividu Nagara Panchayat, Akividu Mandal, West Godavari District.
12. Smt. Pallikonda Rahelu W/o Late Yesupadam, Aged about 60 years, Occ: Agriculture, Resident of D.No.21-53/1, Siddapuram Road, Dharamapura Agraharam, Akividu Village Mandal, West Godavari District.

Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principle Secretary,
Department of Municipal Administration and Urban Development,
Secretariat, Velagapudi, Amaravathi. AP-522237
2. The Akividu Nagar Panchayat, Akividu, West Godavari District, Rep. by
its Commissioner. AP-534235

Respondents

WHEREAS the Petitioners above named through their Advocate SRI VUTUPALLI RAJANNA, presented this 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, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 2nd respondent in issuing "Personal Hearing Notice" vide Roc.No.29//2025/GI, dated 02-02- 2026 served on 16-02-2026 asking to appear in person on 17-02-2026 along with relevant documents with regard to the structures of residential houses belonging to the petitioners bearing D.No.21-26/8, D.No.21-31, D.No.21-26/7, D.No.21, D.No.21-25/6, D.No.21-26/2, D.No.21-26/3, D.No.21-30, D.No.21-31/1(2), D.No.21-28(I), Asst.No.5361 and D.No.21-53/1, Situated in Sy.No.209/2 of Siddapuram road, Dharmapura Agraharam, Akividu Nagarpanchayat and Mandal, West Godavari District though this Honourable court was pleased to suspend the earlier Show Cause Notice Roc.No.29/2025/G1, dated 17-11-2025 in an order passed in W.P.No.3501 of 2026, dated 06-02-2026 and trying to demolish the structures of residential houses belonging to the petitioners is illegal, arbitrary, unjust and violation of principles of natural justice, suspend the same and consequently direct the 2nd respondent not to demolish the structures of residential houses belonging to the petitioners.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri VUTUPALLI RAJANNA, Advocate for the Petitioners, learned GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT for the Respondent No.1, Ms. SIREESHA RANI VALLABHANENI, Standing Counsel for the Respondent No.2 directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principle Secretary, Department of Municipal Administration and Urban Development, Secretariat, Velagapudi, Amaravathi. AP-522237, State of Andhra Pradesh.
2. The Commissioner, Akividu Nagar Panchayat, Akividu, West Godavari District, AP-534235

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, within three weeks.

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the 2nd respondent not to demolish the structures of residential houses belonging to the petitioners bearing D.No.21-26/8, D.No.21-31, D.No.21-26/7, D.No.21, D.No.21-25/6, D.No.21-26/2, D.No.21- 26/3, D.No.21-30, D.No.21-31/1(2), D.No.21-28(1), Asst.No.5361 and D.No.21-53/1, Situated in Sy.No.209/2 of Siddapuram road, Dharmapura Agraharam, Akividu Nagarpanchayat and Mandal, West Godavari District by duly suspending the impugned "Personal Hearing Notice" vide Roc.No.29//2025/G1, dated 02-02-2026 served on 16- 02-2026, pending disposal of WP No. 4702 of 2026, on the file of the High Court.

The Court made the following ORDER:

Notice before admission, returnable in three (3) weeks.

Heard learned counsel for petitioners and learned counsel appearing for respondents.

Learned counsel for petitioners submits that on 17.11.2025, respondent authorities issued notice to the petitioners stating that the

petitioners encroached the land in Sy.No.209/3, which is classified as Tank Bed and erected temporary residential houses, and asking them to give explanation as to why they should not be evicted therefrom, within seven days from the date of receipt of the said notice. He submits that pursuant to the same, the petitioners submitted their explanation on 08.12.2025 and requested the respondent authorities not to take any coercive action for demolition of their residential houses, but without considering their explanations, the respondent authorities again issued the present impugned notice dated 02.02.2026 to the petitioners to appear before them on 17.02.2026 along with documents with regard to their possession and enjoyment over the subject properties.

Considering the submissions made by both the counsel, the petitioners are at liberty to submit the documents, with regard to their possession and enjoyment over the subject properties, before the respondent authorities.

Learned counsel for respondents submits that in order to pass an order on the explanation given by the petitioners, it will take minimum three weeks' time.

Post after three (3) weeks.

Till such time, the respondent authorities are directed not to take any coercive steps against the petitioners' subject properties

//TRUE COPY//

SD/- B.PRASAD RAO
DEPUTY REGISTRAR


SECTION OFFICER

To,

1. The Principle Secretary, Department of Municipal Administration and Urban Development, Secretariat, Velagapudi, Amaravathi. AP-522237, State of Andhra Pradesh.
2. The Commissioner, Akividu Nagar Panchayat, Akividu, West Godavari District, AP-534235 (by RPAD- along with a copy of petition and affidavit)
3. One CC to SRI. VUTUPALLI RAJANNA Advocate [OPUC]
4. Two CCs to GP FOR MUNICIPAL ADMN URBAN DEV ,High Court Of Andhra Pradesh. [OUT]
5. One CC to M/s. SIREESHA RANI VALLABHANENI, STANDING COUNSEL [OPUC]
6. One spare copy

Kj

HIGH COURT

SRK,J

DATED:17/02/2026

POST AFTER THREE (3) WEEKS

NOTICE BEFORE ADMISSION

WP.No.4702 of 2026

DIRECTION

