

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MAIN CASE No: W.P.No.5046 of 2026

PROCEEDING SHEET

Sl. No.	DATE	ORDER		OFFICE NOTE.
05.	22.04.2026	<u>RC,J</u> <u>I.A.No.03 of 2026</u> Heard Sri I.Bala Subramanyam, learned counsel for the petitioners in the present application, Sri Venkata narayana, learned counsel for the respondent no.6 & 7 in the present application (writ petitioners), learned Standing counsel for the APIDC and Sri Satish Kumar, learned AGP for Irrigation. Learned counsel for the petitioners submitted that, it came to the notice of the petitioners through officials that the writ petitioners have filed this writ petition seeking to remove the borewell, being dug unauthorizedly in their land. He further submitted that, the subject property is public property and does not belong to the writ petitioners, as such they cannot ventilate their grievance before this court under Article 226. He further submitted that, since the proposed parties along with other villagers are using the said borewell for their agricultural purpose, they are necessary parties to the lis and accordingly prayed to allow the present application permitting the proposed parties to come on record as party respondents. Learned counsel for the writ petitioners (respondent no.6 & 7 in the present application) submitted that, when it is a public property, it does		

not belong to the proposed parties as well and they cannot come on record and oppose the writ petition. The writ petitioners are the dominus litis, as such the proposed parties cannot come on record and accordingly prayed to dismiss the present application.

Perused the record and considered the submissions.

The proposed parties are not claiming the subject property and it is their contention that it is a public property. When such is the case, it is for the officials to take care of the issue and the proposed parties are not required to come on record. As such, the present application is liable to be dismissed being devoid of merits.

Accordingly, I.A.No.03/2026 is dismissed.

RAVI CHEEMALAPATI, J

W.P.No.5046 of 2026

At the request of learned Assistant Government Pleader for irrigation, post on 23.04.2026.

The Principal Secretary, Irrigation Department and the respondent no.3-Chief Engineer are directed to appear before this court virtually on 23.04.2026.

RAVI CHEEMALAPATI, J

BRS