

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE SIXTEENTH DAY OF DECEMBER,

TWO THOUSAND AND TWENTY FIVE

: PRESENT:

THE HONOURABLE THE CHIEF JUSTICE SRI DHIRAJ SINGH THAKUR

AND

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WA NO: 165 of 2025

ALONG WITH

W.A.Nos.167 & 216 of 2025



WRIT APPEAL NO: 165 OF 2025

Appeal under Clause 15 of the Letters Patent, is filed against the Judgment passed in WP.No.21393 of 2012, dated 04.02.2025 on the file of the High Court.

Between:

M/s Bhiragacha Finance Company Private Limited, A company incorporated under the provisions of the Indian Companies Act, 1956 Having its Office at 15 Maranapratap Sarani, (Formerly Indian Exchange Place) Kolkatta, Presently Rep.by H M Mot, S/o Narasaram Mot, aged 78 years. Occupation President, O/o Ashok Marg, Sanath Nagar, Hyderabad - 500 018

Appellants/Petitioners

AND

1. The State of Andhra Pradesh, Department of Revenue (ULC), Rep. by its Principal Secretary, Secretariat Buildings, (Erstwhile Hyderabad) Presently at A.P. Secretariat Buildings, Amarvathi, Andhra Pradesh
2. The Special Officer and Competent Authority, Urban Land Ceilings , (Erstwhile Chandra Vihar Buildings Nampally, Hyderabad) Presently at Visakhapatnam, Andhra Pradesh

3. The Special Officer Competent Authority, Urban Land Ceilings, Collectorate Compound, Visakhapatnam, Visakhapatnam District.
4. The Enquiry Officer, O/o Urban Land Ceilings, (Erstwhile Chandra Vihar Buildings, Nampally, Hyderabad) Presently at Visakhapatnam, Andhra Pradesh
5. The Tahsildar and Executive Magistrate, Visakhapatnam Urban, Visakhapatnam.

Respondents/Respondents

IA No. 2 OF 2025

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 stay all further proceedings including dispossession of the petitioner from the subject land in survey No.59/3, Marripalem Village, Visakhapatnam, Pending disposal of WA No.165 of 2025, on the file of the High Court.

IA No. 3 OF 2025

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 order in WP.No. 21393 of 2012 dt. 04-02-2025, Pending disposal of WA No.165 of 2025, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the High Court order dated 10.03.2025, 23.06.2025, 01.07.2025, 14.07.2025, 29.07.2025, 12.08.2025, 23.09.2025 & 18.11.2025 made herein and upon hearing the arguments of Sri V.Ramesh representing Sri A.Chandra Shekar, Advocate for the Appellants and of GP for Land Ceiling for the Respondents;

WRIT APPEAL NO: 167 OF 2025

Appeal under Clause 15 of the Letters Patent, is filed against the Judgment passed in WP.No.12390 of 2012 dated 04.02.2025 on the file of the High Court.

Between:

M/s ECE Industries Limited, A Company Incorporated, Under the Provisions Of Indian Companies Act, 1956, Having Its Office at 28 A, Kasturba Gand Marg, New Delhi-110 001, Rep,by Its Constituted Attorney and Authorized Signatory Mr. H.M.Mot, S/o Late N. Mot, Aged about 78 years, O/o ECE Industries Limited, Ashok Marg, Sanath Nagar, Hyderabad - 500 018.

Appellants/Petitioners**AND**

1. The State of Andhra Pradesh, Department of Revenue (ULC), Rep. by its Principal Secretary, Secretariat Buildings, (Erstwhile Hyderabad) Presently at A.P. Secretariat Buildings, Amarwathi, Andhra Pradesh
2. . The Special Officer and Competent Authority, Urban Land Ceilings, (Erstwhile Chandra Vihar Buildings Nampally, Hyderabad) Presently at Visakapatnam, Andhra Pradesh.
3. . The Special Officer Competent Authority, Urban Land Ceilings, Collectorate Compound, Visakhapatnam, Visakhapatnam District.
4. The Enquiry Officer, O/o Urban Land Ceilings, (Erstwhile Chandra Vihar Buildings, Nampally, Hyderabad) Presently at Visakhapatnam, Andhra Pradesh
5. The Tahsildar and Executive Magistrate, Visahakapatnam Urban, Visahakapatnam.

Respondents/Respondents**IA No. 2 OF 2025**

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 stay all further proceedings including dispossession of the petitioner from the subject land in survey No.59/3, Marripalem Village, Visakhapatnam, Pending disposal of WA No. 167 of 2025, on the file of the High Court.

IA No. 3 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the order in WP.No. 12390 of 2012 dt. 04-02-2025 and pass Pending disposal of WA No. 167 of 2025, on the file of the High Court.

The Appeals coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the High court order dated 10.03.2025, 23.06.2025, 01.07.2025, 14.07.2025, 29.07.2025, 12.08.2025, 23.09.2025 & 18.11.2025 made herein and upon hearing the arguments of Sri V.Ramesh representing Sri A.Chandra Shaker, Advocate for the Appellant and of GP for Land Ceiling for the Respondents;

WRIT APPEAL NO: 216 OF 2025

Appeal under Clause 15 of the Letters Patent, is filed against the Judgment passed in WP.No. 8176 of 2008 , dated 04.02.2025 on the file of the High Court.

Between:

1. Pydi Varahamma, (died)
2. Pydi Venkataramana,, S/o Pydi Krishna Sarma, Aged about 59 years, R/o H. No. 39-16-36, Madhavadhara, Visakhapatnam.
3. Pydi Giridhar Babu,, S/o Pydi Krishna Sarma, Aged about 55 years, R/o H. No. 39-16-36, Madhavadhara, Visakhapatnam.

Appellants/Writ Petitioners

AND

1. The Government of Andhra Pradesh, Department of Revenue (ULC), Rep. by its Principal Secretary, Secretariat Buildings, Hyderabad (Now at Velagapudi, Amaravathi)
2. The Special Officer and Competent Authority,, Urban Land Ceilings, Chandra Vihar Buildings Nampally, Hyderabad (Now at Visakhapatnam, Andhra Pradesh)

3. The Special Officer and Competent Authority,, Urban Land Ceilings, Collectorate Compound, Visakhapatnam, Visakhapatnam District.
4. The Enquiry Officer,, O/o Urban Land Ceilings, Chandra Vihar Buildings, Nampally, Hyderabad, (Now at Visakhapatnam, Andhra Pradesh)
5. M/s A. P. Electrical Equipment Corporation Ltd., Industrial Estate, Marripalem, Visakhapatnam Rep. by its Chief Executive Officer,
6. Tahasildar/Mandal Revenue Officer,, Visakhapatnam Urban, Visakhapatnam.

Respondents/Respondents

7. Smt. Lalitha Kumari, W/o S T V Ramana Murthy, D / o Late Pydi Krishna Sharma, Aged about 53 years, R/o H. No. 39-8-65/2/1, Sector 8, Muralinagar, Visakhapatnam.
8. Smt. Kodipathina Sumalatha, W/o K Venkata Rao, D / o Late Pydi Krishna Sharma, R/o HNo. 39-1-23/1/2, Muralinagar, Visakhapatnam.

Respondents/Petitioners 4 & 5 in WP

IA No. 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct Respondents 1 to 4, 6 not to dispossess the Petitioners herein from the land in Sy. No. 59/3 Marripalem Village, Visakhapatnam (Urban) Mandal, Visakhapatnam by-suspending the Order dt. 04-02-2025 of the Learned Single Judge in W.P. No. 8176 of 2008, Notification dt. 07-07-2007 (published dt. 12- 07-2007) published under Section 10(1) of the Urban Land Ceiling (Ceiling and Regulation) Act, 1976 (hereinafter referred to as "Act"), Order dt. 05-02-2008 issued by the Respondent No. 2 - Special Officer, Pending disposal of WA No. 216 of 2025, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the High Court order dated 10.03.2025, 23.06.2025, 01.07.2025, 14.07.2025, 29.07.2025, 12.08.2025, 23.09.2025 &

18.11.2025 made herein and upon hearing the arguments of Sri A.Prabhakar Sarma, Advocate for the Appellants and of GP for Revenue for the Respondents 1 to 4 and 6, Sri A.Chandra Shekar, Advocate for Respondent 5, Sri V.Santhi Sree, Advocate for the Respondents 7 and 8, the Court made the following;

ORDER:

Heard learned counsel for the appellant(s).

List for continuation on 31.12.2025.

Interim order granted earlier shall continue to operate till the next date of hearing.

//TRUE COPY//

SD/- M.SRINIVAS
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. One CC to Sri. A.Chandra Shaker, Advocate [OPUC]
2. One CC to Sri. A.Prabhakar Sarma, Advocate [OPUC]
3. One CC to Sri. V.Santhi Sree, Advocate [OPUC]
4. Two CCs to GP for Land Ceiling, High Court of Andhra Pradesh. [OUT]
5. Two CCs to GP for Revenue, High Court of A.P at Amaravathi. [OUT]
6. Two CCs to Advocate General, High Court of Andhra Pradesh [OUT]
7. Two spare copies

HIGH COURT

HC,J

&

RC,J

DATED: 16/12/2025

LIST FOR CONTINUATION ON 31.12.2025

ORDER

WA Nos.165, 167 & 216 of 2025

INTERIM ORDER EXTENDED

