

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

THURSDAY, THE TWENTY NINTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI
WRIT PETITION NO: 5224 OF 2024



Between:

Pidatala Om Sivaiah, S/o.Chinna Veeraiah Aged 50 years, R/o.K. Agraharam,
Musunoor Village, C.S.Puram Mandal, Prakasam District, Andhra Pradesh

...Petitioner

AND

1. The State of Andhra Pradesh, Rep.by its Principal Secretary, Revenue Department, A.P. Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Collector and District Magistrate, Prakasam District, Ongole, Andhra Pradesh.
3. The Joint Collector, Prakasam District, Ongole, Andhra Pradesh.
4. The Competent Authority (LA) and Joint Collector, Prakasam District, Ongole Andhra Pradesh.
5. The Revenue Divisional Officer, Kanigiri, Prakasam District, Andhra Pradesh.
6. The Tahsildar, C.S.Puram Mandal, Prakasam District, Andhra Pradesh.
7. The National Highways Authority of India, Regional Office, Plot No.21, Teachers Colony GurunanakNagar Road, Vijayawada, NTR District, A.P., Rep. by its Project Director

...Respondents

WHEREAS the Petitioner above named through his Advocate Smt KAVITHA GOTTIPATI 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 a writ of mandamus, declaring the action of the respondents more particularly the action of the respondents 2 to 4 in trying to dispossess the petitioner from his land in an extent of Ac. 1.72 cents in Sy.No.102, K. Agraharam of Musunoor Village, C.S. Puram Mandal, Prakasam District without determining and depositing the compensation amount in favour of the petitioner as per Section 3 E (1) and 3 H (1) and (2) of National Highways Act, 1956 is illegal, arbitrary, unjust and violation of Article 14, 21 and 300-A of Constitution of India and consequently direct the respondents to determine and deposit an amount of Rs. 11,26,600/- (Rs. 6,55,000/- per acre) and solatium with interest as per Right to fair Compensation and Transparency In Land Acquisition, Rehabilitation And Resettlement Act, 2013 (RFCTLARR)

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Smt KAVITHA GOTTIPATI Advocate for the Petitioner, and of GP FOR LAND ACQUISITION, for the Respondent Nos.1 to 6, and of SRI M.ANAND KUMAR, Standing Counsel for the Respondent No.7, 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 Principal Secretary, Revenue Department, State of Andhra Pradesh A.P. Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Collector and District Magistrate, Prakasam District, Ongole, Andhra Pradesh.
3. The Joint Collector, Prakasam District, Ongole, Andhra Pradesh.
4. The Competent Authority (LA) and Joint Collector, Prakasam District, Ongole Andhra Pradesh.
5. The Revenue Divisional Officer, Kanigiri, Prakasam District, Andhra Pradesh.
6. The Tahsildar, C.S.Puram Mandal, Prakasam District, Andhra Pradesh.
7. The Project Director, National Highways Authority of India, Regional Office, Plot No.21, Teachers Colony GurunanakNagar Road, Vijayawada, NTR District, A.P.,

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, on or before 07.03.2024, to which date the case stands posted for hearing.

The Court made the following: ORDER

Notice before admission.

Learned Government Pleader for Land Acquisition' takes notice for R1 to R6.

Sri M.Anand Kumar, learned Standing counsel takes notice for R7.

Post on 07.03.2024 in the motion list.

**Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Andhra Pradesh A.P. Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Collector and District Magistrate, Prakasam District, Ongole, Andhra Pradesh.
3. The Joint Collector, Prakasam District, Ongole, Andhra Pradesh.
4. The Competent Authority (LA) and Joint Collector, Prakasam District, Ongole Andhra Pradesh.
5. The Revenue Divisional Officer, Kanigiri, Prakasam District, Andhra Pradesh.
6. The Tahsildar, C.S.Puram Mandal, Prakasam District, Andhra Pradesh.

7. The Project Director, National Highways Authority of India, Regional Office, Plot No.21, Teachers Colony GurunanakNagar Road, Vijayawada, NTR District, A.P., **(Addressees 1 to 7 by RPAD- along with a copy of petition and Affidavit)**
8. One CC to Smt KAVITHA GOTTIPATI Advocate [OPUC]
9. Two CCs to GP FOR LAND ACQUISITION ,High Court of Andhra Pradesh. [OUT]
10. One CC to SRI M.ANAND KUMAR, Standing Counsel [OPUC]
11. **One spare copy**

PSR

HIGH COURT

RC,J

DATED:29/02/2024

NOTE: POST ON 07.03.2024 IN THE MOTION LIST

NOTICE BEFORE ADMISSION

WP.No.5224 of 2024

