

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No.: W.P.No.5354 of 2026

PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
02	24.02.2026	<p data-bbox="472 539 612 573"><u>GRKP, J</u></p> <p data-bbox="472 618 1257 1126">Heard Sri Dr. M.V. Raja Raam, Ld. Counsel appearing on behalf of M/s. Corpus Juris Law Panel, for the Writ Petitioner, Sri Goli G.V.S. Sai, Ld. Counsel appearing on behalf of Sri S.V.S.S. Siva Ram, Ld. Standing Counsel for the Vijayawada Municipal Corporation (Respondent No.4) and Sri Abdul Matheen, Ld. Junior Standing Counsel for the APEPDCL for the Respondent Nos. 8 and 9.</p> <p data-bbox="472 1193 1257 1702">2. Sri Goli G.V.S. Sai, Ld. Counsel appearing for the Vijayawada Municipal Corporation has submitted the Written Instructions dated 23.02.2026 along with certain documents furnished by the Commissioner, Vijayawada Municipal Corporation along with certain documents. Copies of it are supplied to the Ld. Counsel for the Writ Petitioner and the same are taken on record.</p> <p data-bbox="472 1769 1257 1921">3. One of the document furnished along with Written Instructions is the Proceeding dated 09.02.2026 which permitted the Writ Petitioner's</p>	

SL. NO.	DATE	ORDER	OFFICE NOTE
		<p>Association namely '<i>Haleem and Falooda Stalls Welfare Association Committee</i>' to erect about 35 stalls for the period commencing from 18.02.2026 to 20.03.2026 and the same shall be removed on the very next date i.e., on 21.03.2026. Condition No.3 indicates that the stall shall be confined only to 35 in number and shall not exceed in any case. This Court has also perused other condition Nos. 5 to 12. Condition No.2 also would indicate that the stalls shall be erected within the marking given by the Town Planning Officer, Vijayawada Municipal Corporation.</p> <p>4. It is the submission of the Ld. Counsel for the Municipal Corporation that the marking has been done by the Municipal Corporation for erecting stalls, whereas, the persons who erected the stalls have violated the conditions and installed the stalls beyond the marking area. It is also the submission of the Ld. Counsel for the Respondent Corporation that when 35 in number are permitted, the shops/stalls erected are in excess and about 45 shops/stalls have been erected which is in violation of the conditions. Although, the parties have produced various photographs, Ld. Counsel for the Respondent Corporation has also drawn the attention of this</p>	

SL. NO.	DATE	ORDER	OFFICE NOTE
		<p>Court to page No.25 of the paper book in which the Corporation has suggested the stalls to be erected only on one side of the road for ensuring safety passage for the Fire-Extinguisher. He would submit that now the stalls have been erected on either side of the road, thereby, it is causing obstruction for free passage to the Fire-Extinguisher in the event of fire.</p> <p>5. Sri Dr. M.V. Raja Raam, Ld. Counsel for the Writ Petitioner has drawn the attention of this Court to an Endorsement of the Respondent Corporation dated 18.02.2026. The said Endorsement would indicate that the '<i>Haleem and Falooda Stalls Welfare Association Committee</i>' was directed to make the payments. Ld. Counsel for the Writ Petitioner has also drawn the attention of this Court to the contents of Para-4 of the Legal Notice that the Town Planning Officer has demanded Rs.5,00,000/- for allowing the stalls to be erected, failing which, necessary permissions will be declined by the Respondent Authorities.</p> <p>6. Having regard to the above facts, this Court is primarily concerned about the safety of the visitors and pedestrians on the road. Therefore, the Writ Petitioner representing the</p>	

SL. NO.	DATE	ORDER	OFFICE NOTE
		<p>Association is directed to strictly comply with the conditions laid down by the Official Respondents dated 09.02.2026 and also the plan that is furnished by the Official Respondents (at page 25 of the Paperbook).</p> <p>7. The Writ Petitioner and the persons occupying the other stalls are also directed to 'conform' themselves to the markings made by the Corporation and not to cross the marking. If any of the stall owners violates the 'marking', the Corporation Authorities shall initiate appropriate action.</p> <p>8. The Writ Petitioner and the Association Members shall confine the number of stalls to 35 only. Any stall or stalls in excess of 35 shall be removed within 24 hours from the date of uploading of this Order on the web-site of this Court. If the stall owners do not voluntarily remove the excess stalls, the Corporation shall clear them within 12 hours thereafter.</p> <p>9. The Corporation is directed to conduct mock fire-drill on every afternoon without disturbing the evening visitors. The Petitioner Association Members are also directed to clear the stalls which are erected on another side of the</p>	

SL. NO.	DATE	ORDER	OFFICE NOTE
		<p>road, as prescribed by the Respondent Corporation (Page 25 of the Paperbook). If all these measures are not undertaken within 24 hours from the time that this Order is uploaded on the web-site of the Court, the Corporation Officials shall initiate appropriate action against the vendors/stalls.</p> <p>10. The Electricity Department is also directed to supply electricity connections only for 35 shops. In the event that the Writ Petitioners or any other persons have erected the stalls by violating the conditions and the directions given by the Respondent Corporation and this Court, the Department of Electricity shall snap the electricity connection to such stalls forthwith until the violations are rectified.</p> <p>11. Ld. Counsel for the Writ Petitioner has also drawn the attention of this Court to the Legal Notice dated 17.02.2026. Since the Writ Petitioner Association has made strong allegations against the Town Planning Officer namely Smt. Rizwana, there shall be a direction to the Respondent Authorities to divest her from the assignment of overseeing the arrangements for one month period.</p>	

SL. NO.	DATE	ORDER	OFFICE NOTE
		<p data-bbox="472 371 1257 763">12. The Commissioner, Vijayawada Municipal Corporation is directed to conduct an Enquiry as regards the allegations made against the Town Planning Officer (in Para-5 of the Legal Notice dated 17.02.2026, Ex.P.6) and submit a Report within one week from today to this Court in a Sealed Cover (through the Standing Counsel).</p> <p data-bbox="571 826 927 862">13. List on 05.03.2026</p> <p data-bbox="472 1025 807 1099">Note: Issue CC today B/o. Mnr</p> <p data-bbox="1114 983 1254 1019"><u>GRKP, J</u></p>	