



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3329]

MONDAY, THE 13th DAY OF JULY 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NOS: 27468, 7989 AND 5211 OF 2025

Between:

1. YALAMANCHILI SRI CHAITANYA DEV., MALE, AGED 54 YEARS, OCC- CULTIVATION, S/O. YALAMANCHILI MAHESH CHANDRA CHOWDARY (LATE), R/O. NAVYA ENCLAVE, FLAT NO.204, ASHOKNAGAR, ELURU. ELURU DISTRICT.

...PETITIONER

AND

1. STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY TO GOVERNMENT (REVENUE AND LAND ACQUISITION DEPARTMENT), A.P. SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT.
2. DISTRICT COLLECTOR, ELURU. ELURU DISTRICT.
3. REVENUE DIVISIONAL OFFICER, COLLECTOR OFFICE COMPOUND, ELURU. ELURU DISTRICT.
4. TAHSILDAR, PEDAPADU (M) AND (V), ELURU DISTRICT.
5. KONIKI GRAM PANCHAYAT, REP. BY ITS PANCHAYAT SECRETARY, KONIKI (V), PEDAPADU (M), ELURU DISTRICT.
6. SUPERINTENDING ENGINEER, A.P.E.P.D.C.L. R.R. PET, ELURU. ELURU DISTRICT.
7. EXECUTIVE ENGINEER, A.P.E.P.D.C.L. R.R.PET, ELURU. ELURU DISTRICT.
8. ASSISTANT ENGINEER/COMMERCIAL AND TECH/OPERATION DIVISION, O/O. EXECUTIVE ENGINEER/OPERATION,

A.P,E.P.D.C.L. ELURU. ELURU DISTRICT.

9. SUPERINTENDING ENGINEER, ROADS AND BUILDINGS
DEPARTMENT, ELURU. ELURU DISTRICT

10.DEPUTY EXECUTIVE ENGINEER, NO.II SUB DIVISION, ELURU.
ELURU DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner:

1.B P RAJU

Counsel for the Respondent(S):

1.GP FOR ROADS BUILDINGS

2.GP FOR LAND ACQUISITION

3.GP FOR REVENUE

4.V V SATISH (SC for APEPDCL)

WRIT PETITION NO: 7989/2025

Between:

1.YALAMANCHILI SRI CHAITANYA DEV, MALE, AGED 54 YEARS,
OCC CULTIVATION, S/O. YALAMANCHILI MAHESH CHANDRA
CHOWDARY (LATE), R/O. NAVYA ENCLAVE,FLAT NO.204,
ASHOKNAGAR, ELURU. ELURU DISTRICT

...PETITIONER

AND

1.THE STATE OF ANDHRA PRADESH, REP.BY ITS PRINCIPAL
SECRETARY TO GOVERNMENT, (REVENUE AND LAND
ACQUISITION DEPARTMENT), A.P. SECRETARIAT, VELAGAPUDI,
AMARAVATHI. GUNTUR DISTRICT.

2.DISTRICT COLLECTOR, ELURU. ELURU DISTRICT.

3.REVENUE DIVISIONAL OFFICER, COLLECTOR OFFICE
COMPOUND, ELURU. ELURU DISTRICT.

- 4.TAHSILDAR, PEDAPADU (M) AND (V), ELURU DISTRICT.
- 5.KONIKI GRAM PANCHAYAT, REP. BY ITS PANCHAYAT SECRETARY KONIKI (V), PEDAPADU (M), ELURU DISTRICT.
- 6.SUPERINTENDING ENGINEER, A.P.E.P.D.C.L R.R. PET, ELURU. ELURU DISTRICT.
- 7.ASSISTANT ENGINEER/COMMERCIL AND TECH/OPERATION DIVISION, O/O. EXECUTIVE ENGINEER,/OPERATION, A.P.E.P.D.C.L. ELURU. ELURU DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner:

- 1.B P RAJU

Counsel for the Respondent(S):

- 1.GP FOR LAND ACQUISITION
- 2.GP FOR REVENUE
- 3.V V SATISH (SC for APEPDCL)
- 4.Yarraguntla.Koteswara Rao,Standing Counsel For Zilla Praja Parishads,Mandal Praja Parishads and Gra

WRIT PETITION NO: 5211/2025

Between:

- 1.YALAMANCHILI SRI CHAITANYA DEV, MALE, AGED. 54 YEARS. OCCUPATION CULTIVATION, S/O. YALAMANCHILI MAHESH CHANDRA CHOWDARY (LATE), R/O. NAVYA ENCLAVE, FLAT NO.204, ASHOKNAGAR, ELURU. ELURU DISTRICT.

...PETITIONER

AND

- 1.THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETRY TO GOVERNMENT(REVENUE LAND ACQUISITION DEPARTMENT) A.P. SECRETRIAT, VELAGAPUDI, AMARAVATHI. GUNTUR DISTRICT.
- 2.DISTRICT COLLECTOR, ELURU. ELURU DISTRICT.

3. REVENUE DIVISIONAL OFFICER, COLLECTOR OFFICE COMPOUND, ELURU. ELURU DISTRICT.
4. TAHSILDAR, PEDAPADU (M) AND (V), ELURU DISTRICT.
5. KONIKI GRAM PANCHAYAT, REP. BY ITS PANCHYAT SECRETARY, KONIKI (V), PEDAPADU (M), ELURU DISTRICT.
6. SUPERINTENDING ENGINEER, A.P.E.P.D.C.L. R.R.PET, ELURU. ELURU DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner:

1. B P RAJU

Counsel for the Respondent(S):

1. GP FOR LAND ACQUISITION
2. GP FOR REVENUE
3. V V SATISH (SC for APEPDCL)
4. Yarraguntla. Koteswara Rao, Standing Counsel For Zilla Praja Parishads, Mandal Praja Parishads and Gra

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA**WRIT PETITION NOS: 27468, 7989 AND 5211 OF 2025****The Court made the following ORAL COMMON ORDER:**

Heard learned counsel for the Writ Petitioners and learned Standing Counsel for the APEPDCL.

2. These Writ Petitions are having common issues for determination by this Court. Therefore, for the sake of convenience, the facts mentioned in W.P.No.27468 of 2025 are referred to in this order.

3. It is the claim of petitioner that he is the absolute owner and possessor of house site in an extent of Ac.4.00 cents in R.S.No.52/1 and 52/2 situated in Koniki (V) of Pedapadu (M) of Eluru District, which was acquired from his ancestors. Prior to his possession, his grandfather and father had enjoyed the same since 70 years. He further submits that subsequently he purchased an extent of Ac.0.80 cents of house site for valid consideration out of the above subject property.

4. While the matter stood thus, the Revenue Divisional Officer (Respondent No.3) had acquired the land to an extent of Ac.2.03 cents in R.S.No.52/2 situated in Koniki (V), Pedapadu (M), Eluru District for laying of R & B road in the year 2001. But the Respondents laid road in R.S.No.52/1 instead of 52/2 situated in the same area, without touching the land acquired in Survey No.52/2 for laying of road. While so, the Respondents are now making construction of electrical Sub Station 33/11 KV in an extent of Ac.0.50 cents in R.S.No.52/2 situated in Koniki (V) Pedapadu (M), Eluru District. Whereas, the Respondent Nos. 2 to 4 had acquired the land in an extent of Ac.2.03 cents in Survey No.52/2 of Koniki Village in the year 2001. After lapse of 24 years, the Deputy Executive Engineer No.II, Sub Division, Eluru District has issued 'No Objection Certificate' for construction of Electrical Sub-Station beyond 7.00 meters from the centre of Road in Koniki (V). On coming to know the same, immediately on 24.09.2025, this petitioner had submitted a

representation to the respondent Nos. 2 to 4 stating that the respondents had acquired the land in R.S.No.52/2 in Koniki (V), Pedapadu (M), Eluru District in the year 2001 for laying R & B Road, but the Respondents laid the subject road in R.S.No.52/1 of Koniki (V). But now the Respondent No.10 had given no objection to Respondent Nos. 6 to 8 to construct electrical sub-station, due to which, the petitioners had requested the Respondents to stop the construction of electrical sub-station in R.S.No.52/2 in Koniki (V), Pedapadu (M), Eluru District forthwith. Whereas, the respondents without considering the request of the petitioners, they proceeded to construct sub-station. Hence, he filed W.P.Nos.5211 of 2025 and 7989 of 2025 alleging that the respondents are dumping mud for construction of electrical sub-station. Hence he filed this Writ Petition seeking a direction to the respondents not to construct any electrical Sub-station at the subject land.

5. The Tahsildar, Pedapadu Mandal, Eluru District (Respondent No.4) in W.P.No.27468 of 2025 had filed counter-affidavit by denying the allegations of the writ petitioner and further submits that upon verification of revenue records, the land in R.S.No.52 of Koniki Village, Pedapadu Mandal, measuring an extent of Ac.42.09 cents which is classified as “Government Wet (Zeroyathi)” land and the said survey number was subsequently divided as follows:

- i) R.S.No.52/1 measuring an extent of Ac.40.06 cents is classified as “Government Wet (Zeroyathi)” land; and
- ii) R.S.No.52/2 measuring an extent of Ac.2.03 cents is classified as ‘R&B Road’ under Land Acquisition.

The above changes have been duly incorporated at the present Webland Portal, Adangal records and as per the current entries, the land in R.S.No.52/1 measuring Ac.40.06 is recorded as “Grama Kantam” and the land in R.S.No.52/2 measuring Ac.2.03 cents is recorded as “R & B Road” under Land Acquisition. The land in R.S.No.52 of Koniki Village, Pedapadu Mandal measuring an extent of Ac.42.09 cents, is classified as “Government Wet

(Zeroyathi)" land. Out of the said extent, an area of Ac.2.03 cents was acquired under the Land Acquisition proceedings for the purpose of construction of a Bridge-cum-Road over the Budameru Drain in Koniki Village, Pedapadu Mandal, vide Award No.10/2002 dated 31.12.2002, passed by the Land Acquisition Officer & Revenue Divisional Officer, Eluru. After acquisition, necessary changes have been duly incorporated in the Fair Land Register (FLR), whereby, R.S.No.52/1 measuring Ac.40.06 cents was recorded as Zeroyathi land and R.S.No.52/2 measuring Ac.2.03 cents was recorded as "R & B Road". The said acquired land was handed over to the Roads and Buildings Department by the Land Acquisition Officer -cum- Revenue Divisional Officer, Eluru. The compensation amount of Rs.1,39,480/- pertaining to the acquisition of Ac.2.03 cents in Koniki village, Pedapadu Mandal was deposited before the Court of Principal Senior Civil Judge, Eluru vide L.A.O.P.No.30/2008 filed by the Land Acquisition Officer against the writ petitioners herein and the same is pending before the court in view of the title disputes between the petitioner and third parties. Thereafter, the award was passed in L.A.O.P.No.30/2008 on 12.09.2017 by allotting shares between the petitioner herein and his brothers and sisters. After completion of the Bridge-cum-Road, an extent of Ac.0.50 cents of vacant land in R.S.No.52/2 was remained vacant and identified by the Deputy Executive Engineer, APEPDCL, Eluru for establishment of a new 33/11 KV Electrical Sub-Station in R.S.No.52/2 of Koniki village, Pedapadu Mandalm, since it is classified as Government land and it is feasible for construction of the proposed 33/11 KV Sub-Station. The Writ Petitioners with a mala fide intention has been opposing the construction by falsely claiming that the subject land still belongs to them despite acquisition and has filed these writ petitions seeking compensation, hence prays for dismissal of these writ petitions.

6. It is the contention of the writ petitioners that the respondents are constructing Electrical Sub Station of 33/11 K.V. in an extent of Ac.0.50 cents in R.S.No.52/2 situated in Koniki (V), Pedapadu (M), Eluru District, which is belongs to the petitioner, without acquiring the same under due process of

law. It transpires from the record that the Land Acquisition Officer had acquired the land of the writ petitioners, which is required for construction of high level bridge and approach road to it across Budameru drain. Accordingly, the Revenue Divisional Officer had followed the prescribed procedure and acquired the subject land from the petitioners after passing an award by determining the compensation of Rs.1,39,480/- towards acquisition of land in R.S.No.52/2 of Koniki village. Thereafter, at the time of claiming compensation, the title disputes arose between the brothers of the writ petitioners herein, hence, the Revenue Divisional Officer had approached the Civil Court by filing L.A.O.P.No.30 of 2008 before the Court of Principal Senior Civil Judge, Eluru for adjudication on the title disputes and also deposited the compensation before the Court. Thereafter, the Principal Senior Civil Judge, had allowed the L.A.O.P.No.30 of 2008 by holding that the Claimants Nos. 1, 3 and 4 therein being legal heirs of deceased Yelamanchili Mahesh Chandra Chowdary are entitled to equal share of the compensation amount of Rs.1,39,480/-. Hence, the contention of the writ petitioner that without initiating the land acquisition proceedings, the respondents herein are acquired the land and constructed Sub Station is not valid and merit submission.

7. It also transpires from the record that in view of the rival contentions of both counsels, vide orders dated 20.11.2025, this Court had directed the Tahasidar of Pedapadu Mandal to conduct a survey within one (01) week and demarcate the land belonging to the Petitioner and submit a Report before this Court by the next date of listing. In pursuant to the orders of this Court on 04.12.2025 learned Asst. Government Pleader for Revenue has submitted the Report furnished by the Tahsildar of Pedapadu Mandal.

8. The Report would indicate that basing on the instructions of the Tahsildar, the Mandal Surveyor has conducted a detailed survey in R.S.No.52 of Koniki Village, Pedapadu Mandal on 26.11.2025 at 10 AM in the presence of Village Revenue Officer and the Writ Petitioner and other officials. The

Report would indicate that out of the said Ac.6.20 cents, an extent of Ac.2.03 cents belongs to R& B Department including the electrical Sub-Station is being constructed in an extent of Ac.0.50 cents and the Electricity Department is constructing the Sub-Station. It is further stated in the report that after conclusion of Survey, the petitioner refused to sign in the report along with other villagers. Therefore, this Court is of the opinion that though the subject land is belongs to the petitioner herein, the government had already acquired the same under land acquisition proceedings and accordingly compensation was also deposited in the Principal Senior Civil Judge, Eluru and in view of the title disputes between the parties the same could not be disbursed. It is therefore, the electrical sub-station constructed by the Respondents in Survey No.52/2 of Koniki Village, Pedapadu Mandal is admittedly government land and the writ petitioners herein has no right over the said land. Therefore, these writ petitions are liable to be dismissed.

9. Accordingly, these Writ Petitions are dismissed. No order as to costs.

10. Consequently, miscellaneous petitions pending, if any, shall also stand closed.

JUSTICE VENKATESWARLU NIMMAGADDA

Date: 13.07.2026

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HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION Nos.27468, 5211 and 7989 OF 2025

Dt: 13.07.2026

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