

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

WEDNESDAY, THE TWENTY FIFTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 5640 OF 2026



Between:

Boreddy Innaiah Reddy, S/o Boreddy Chinnapu Reddy Aged 53 years, R/o 2-79/A, Peddakottala, Nandyal, Nandhyal District, Andhra Pradesh - 518 501

...Petitioner

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Panchayat Raj and Rural Development Department, Secretariat Buildings, Veigapudi, Amaravati - 522238, Andhra Pradesh
2. The District Collector, Markapuram District, Collectorate Office, Markapuram - 523316, Andhra Pradesh.
3. The District Panchayat Officer, Office of the District Panchayat Office, Markapuram - 523316, Andhra Pradesh.
4. The Mandal Parishad Development Officer, Giddalur Mandal, Mandal Parishad Development Office, Giddalur, Markapuram District, Andhra Pradesh-523 357.
5. The Mundlapadu Gram Panchayat, Rep. by Panchayat Secretary Giddalur Mandal, Markapuram District, Andhra Pradesh- 523367

...Respondents

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 an appropriate order or direction more particularly, one in the nature of Writ of Mandamus, declaring that the action of Respondents No. 5 in interfering with the agricultural activities carrying out by the Petitioner in the agricultural lands admeasuring Ac.5.46 cents situated in Sy. No. 1014 of

Burujupalli Village, Mundlapadu Panchayat, Giddalur Mandal, Markapuram District, without following due process of law as illegal, arbitrary and violative of Article 300-A of The Constitution of India and consequently direct the Respondent No.5 not to Interfere/dispossess the petitioner from the above-mentioned land.

IA NO: 1 OF 2026

Petition under Section 151 of 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 direct the Respondent No.5 not to Interfere/dispossess the petitioner from the land admeasuring Ac.5.46 cents situated in Sy. No. 1014 of Burujupalli Village, Mundlapadu Panchayat, Giddalur Mandal, Markapuram District, Pending disposal of WP 5640 of 2026, on the file of the High Court.

The Petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI BUGULU SREETEJA, Advocate for the Petitioner, and of GP FOR PANCHAYAT RAJ RURAL DEV, for the Respondent Nos.1 to 3, and of SRI M.SUDHIR, Standing Counsel for the Respondent Nos.4 & 5, the Court made the following

ORDER:

Heard learned counsel for the petitioner, Sri P. Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj, for respondents 1 to 3 and Sri M. Sudhir, learned standing counsel for respondents 4 and 5.

The above writ petition was filed to declare the action of respondent No.5 in interfering with the agricultural activities being carried out by the petitioner in agricultural land to an extent of Ac.5-46 cents situated in survey No.1014, Burujupalli Village Mundlapadu

Panchayat, Giddalur Mandal, Markapuram District, without issuing any notice, as illegal and arbitrary.

Learned counsel for the petitioner would submit that the petitioner is lessee of the subject land and his lessor, Y. Sriharsha Reddy is the absolute owner and possessor of the aforementioned land. He would submit that the lessor is presently residing in USA and he leased out the subject property to the petitioner. The ancestors of the lessor were buried in the said property and tombs are existing as on today. While the matter stood thus, respondent No.5, without following due process of law, leveled part of the land, with an intention to construct a structure.

Learned standing counsel, on instructions of Village Development Officer (Panchayat Secretary) of respondent No.5 would submit that as per R.S.R., land of an extent of Ac.5-46 cents in survey No.1014, Mundlapadu Panchayat, Giddalur Mandal, Markapuram District, is classified as Gramakantam and Gram Panchayat passed a resolution on 10.11.2025 to construct Village Health Clinic in an extent of Ac.0-05 cents. He would submit that proposals were forwarded to Tahsildar, Giddaluru Mandal, on 18.02.2026, for confirmation, and no construction is being undertaken as on today. He seeks time to get further instructions.

Since no construction is undertaken as on today, respondent No.5 shall maintain status quo in respect of land to an extent of Ac.0-05 cents, in survey No.1014 (L.M.P.No.2786), Mundlapadu Panchayat, Giddalur Mandal, Markapuram District, for a period of two weeks.

Post on 05.03.2026, in the 'Adjourned Motion List'.

//TRUE COPY//

For

SD/- P.VINOD KUMAR
DEPUTY REGISTRAR
SECTION OFFICER

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To,

1. The Principal Secretary, Panchayat Raj and Rural Development Department, State of Andhra Pradesh, Secretariat Buildings, Veigapudi, Amaravati - 522238, Andhra Pradesh **(by Special Messenger)**
2. The District Collector, Markapuram District, Collectorate Office, Markapuram - 523316, Andhra Pradesh.
3. The District Panchayat Officer, Office of the District Panchayat Office, Markapuram - 523316, Andhra Pradesh.
4. The Mandal Parishad Development Officer, Giddalur Mandal, Mandal Parishad Development Office, Giddalur, Markapuram District, Andhra Pradesh-523 357.
5. The Panchayat Secretary, Mundiapadu Gram Panchayat, Giddalur Mandal, Markapuram District, Andhra Pradesh- 523367 **(Addressees 2 to 5 by RPAD)**
6. One CC to SRI. BUGULU SREETEJA Advocate [OPUC]
7. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV ,High Court of Andhra Pradesh. [OUT]
8. One CC to SRI M.SUDHIR, Standing Counsel [OPUC]
9. **One spare copy**

PSR

HIGH COURT

SRS,J

DATED:25/02/2026

NOTE: Post on 05.03.2026, in the 'Adjourned Motion List'.

ORDER

WP.No.5640 of 2026

STATUS QUO

