

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

**FRIDAY, THE TWENTY FOURTH DAY OF APRIL  
TWO THOUSAND AND TWENTY SIX**

**:PRESENT:**

**THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO**

**WRIT PETITION NO: 7063 OF 2017**



**Between:**

Kolli Subhas Chandra Bose @ Bose, S/o Venkateswara Rao, aged about 68 years, Resident of Gandigunta Village, Vuyyuru Mandal, Krishna District, Andhra Pradesh State.

**...Petitioner**

**AND**

1. The State of Andhra Pradesh, Represented by its Prl.Secretary Panchayatraj Department, Secretariat, Velagapudi, Amaravathi, Guntur District Andhra Pradesh State.
2. The District Panchayat Officer, Krishna District at Machilipatnam
3. The Grampanchayat, Gandigunta Represented by its Executive Officer, Gandigunta Village, Vuyyuru Mandal Krishna District.
4. The District Collector, Krishna District, Machilipatnam.
5. The Tahsildar, Vuyyuru Mandalam, Krishna District.
6. The Mandal Surveyor, Tahsildar Office, Vuyyuru Mandalam, Krishna District.

**(RR 4 to 6 are impleaded as per the Order of this Court, dt.27.09.2023 vide order passed in I.A.1 of 2023.)**

**...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 a writ order or direction particularly one' in the nature of Writ of Mandamus declaring the action of the respondent in laying the road with

rubbish (with red soil) in the land of the petitioner (and his brother) in S.No. 281/1, 282/1, 283, 284 and 286/2, in an extent of about 0-40 cents out of total extent of Ac.04-80 cents of Gandigunta Village, Vuyyuru Mandal, Krishna DiStrict is arbitrary, illegal and unconstitutional being without following any procedure established by law and consequently direct the respondents to remove the same and restore it to its original position or in the alternative direct the respondents to pay compensation to the petitioner in respect of the said lands as per law.

**IA NO: 1 OF 2017(W.P.M.P.No.8675 of 2017):**

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 respondents to remove the road laid in S.No. 281/1, 282/1, 283, 284 and 286/2, in an extent of about 0-40 cents out of total extent of Ac.04-80 cents of Gandigunta Village, Vuyyuru Mandal, Krishna District of the petitioner by restoring it to its original position, Pending disposal of WP 7063 of 2017, 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 P PRABHAKAR RAO Advocate for the Petitioner, and of GP FOR PANCHAYAT RAJ & RURAL DEV, for the Respondent Nos.1 & 2, and of SRI ASC BOSE, Standing Counsel for the Respondent No.3, and of GP FOR REVENUE, for the Respondent Nos.4 to 6, the Court made the following

**ORDER:**

The petitioner herein has approached this Court, by way of the present Writ Petition, contending that the Gram Panchayat had laid a road over the land of the petitioner, to an extent of Ac.0.29 cents of land in Sy.No.282-1 of Gandigunta Village, Vuyyuru Mandal, Krishna District,

without paying any compensation to the petitioner and the same is illegal and arbitrary.

The Gram Panchayat took the stand that an extent of Ac.0.16 cents of the land of the petitioner was affected by laying of the road.

The learned counsel for the petitioner disputes this stand of the Gram Panchayat and had sought for a survey to be done under the provisions of the Board Standing Orders, by filing F-line applications. As these applications were not considered, the petitioner approached this Court, by way of a separate Writ Petition, bearing W.P.No.10104 of 2022. The said Writ Petition came to be disposed of on 20.07.2022 with a direction to the respondent authorities to conduct a survey.

The Survey Authorities conducted such a survey and gave a report stating that an extent of Ac.0.25 cents of the land of the petitioner had been affected by the laying of the road.

When the matter came up before this Court, the learned Standing Counsel for the Gram Panchayat submits that such a survey was done without any notice to the Gram Panchayat and without any of the officials of the Gram Panchayat being present for the said survey. The learned Standing Counsel would also submit that, according to the Gram Panchayat, Ac.0.09 cents of the land was poramboke land and, at worst, only Ac.0.16 cents of the land of the petitioner has been affected.

In these circumstances, it would be necessary to order another survey of the said land in Sy.No.282-1 be conducted in ascertaining the extent of land of the petitioner that has been affected by the laying of the road.

Accordingly, there shall be a direction to the Mandal Surveyor to conduct the necessary survey of Sy.No.282-1 of Gandigunta Village, Vuyyuru Mandal, Krishna District, to ascertain the extent of land belonging to the petitioner, which has been affected by the laying of the said road. This survey shall be conducted after due notice to the petitioner as well as the Gram Panchayat is given and it would be open



to the petitioner and the Gram Panchayat to depute any person to act on their behalf in the said survey or to appear/participate in person. This exercise shall be carried out within a period of four (04) weeks from the date of receipt of this order and the survey report shall be placed before this Court within a period of four (04) weeks after such survey is conducted.

Post on 10.08.2026.

//TRUE COPY//

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SD/- N.NAGAMMA  
ASSISTANT REGISTRAR  
18  
SECTION OFFICER

To,

1. The Prl.Secretary Panchayatraj Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi, Guntur District Andhra Pradesh State. **(by Special Messenger)**
2. The District Panchayat Officer, Krishna District at Machilipatnam
3. The Grampanchayat, Gandigunta Represented by its Executive Officer, Gandigunta Village, Vuyyuru Mandal Krishna District.
4. The District Collector, Krishna District, Machilipatnam.
5. The Tahsildar, Vuyyuru Mandalam, Krishna District.
6. The Mandal Surveyor, Tahsildar Office, Vuyyuru Mandalam, Krishna District. **(Addressees 2 to 6 by Speed Post)**
7. One CC to SRI. P PRABHAKAR RAO Advocate [OPUC]
8. One CC to SRI. A S C BOSE Advocate [OPUC]
9. Two CCs to GP FOR PANCHAYAT RAJ & RURAL DEV, High Court of Andhra Pradesh. [OUT]
10. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh [OUT]
11. One spare copy

PSR

**HIGH COURT**

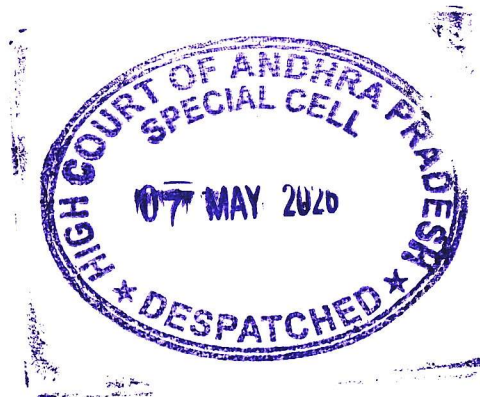
**RRR,J**

**DATED:24/04/2026**

**NOTE: Post on 10.08.2026.**

**ORDER**

**WP.No.7063 of 2017**



**INTERIM DIRECTION**