

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
MONDAY, THE SECOND DAY OF MARCH
TWO THOUSAND AND TWENTY SIX



:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA
WRIT PETITION NO: 5959 OF 2026

Between:

Immadi Venkata Satyanarayana, S/o. Venkata Muthayya Aged. 52 years,
Occ. Private, R/o. Kamavarapukota Village and Mandal, Eluru District -
534449.

Petitioner

AND

1. The State of Andhra Pradesh, Rep.by its Principal Secretary, Disabled and Senior Citizens Department, Secretariat Velagapudi, Amaravati, Guntur District - 522237.
2. The District Collector, Eluru District at Eluru - 534001.
3. The Maintenance Tribunal, Rep. by its Chairman Revenue Divisional Officer, Jangareddigudem Eluru District - 534447.
4. The Tahsildar, Kamavarapukota Mandal Eluru District - 534449.
5. The Station House Officer, Tadikalapudi Police Station Kamavarapukota Mandal Eluru District - 534452.
6. Immadi Nagamani, W/o. Venkata Muthayya, Aged. 70 years, Occ.House-Wife R/o. Kamavarapu Kota Village and Mandal, Eluru District - 534449.

Respondents

Petition under Article 226 of the Constitution of India is filed 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 WRIT OF MANDAMUS declaring the order dated 12.02.2026 in Roc.No.1879/2025/G passed by the 3rd respondent tribunal thereby directing the petitioner to vacate from their joint family property to an extent of 447 Square yards and building/shops covered by R.S No. 505/3 and 27 Square Yards in

R.S No. 497/11 situated in Kamavarapukota Village and Mandal, Eluru District by delivering the possession of the same, to the 6th respondent and also directing to pay the rental arrears for 8 months, which is a subject matter of suit for partition in O.S No. 170 of 2025 on the file of Hon'ble Civil Judge Junior Division at Chinathalapudi, as illegal, irregular, irrational, colourable exercise of power, without jurisdiction, contrary to the provisions of Maintenance and Welfare of Parents and Senior Citizens Act, 2007 and offends Articles 14, 21 and 300-A of Constitution of India and consequently direct the respondents not to interfere in any manner with possession of petitioner over his said property nor insist him to pay any sum of money/ rent to 6th respondent.

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of order dated 12.02.2026 in Roc.No.1879/2025/G passed by the 3rd respondent tribunal, Pending disposal of WP 5959 of 2026, on the file of the High Court.

The petition/Appeal coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI PASALAPUDI SATYA HARITHA Advocate for the Petitioner(s), GP FOR DISABLED AND SENIOR CITIZENS for the Respondent Nos.1 & 2, GP for Revenue for Respondent No. 3 & 4, GP for Home Department Respondent No. 5, Sri SVM Sankar, Advocate for Respondent No.5 and the Court made the following.

ORDER

“Heard learned counsel for the petitioner and learned counsel for the respondents.

Considering the submissions, there shall be an interim stay of all further proceedings pursuant to the order dated 12.02.2026 passed by the 3rd respondent, subject to payment of Rs.10,000/- by the petitioner to the respondent No.6 herein on or before 5th day of every month and obtain payment receipt to that effect from the 6th respondent. Further, respondent No.6 and others at the behest of the respondent No.6 are

directed not to interfere with the peaceful possession and enjoyment of the petitioner in respect of two commercial shops vested with the joint family, for a period of four (4) weeks.

For filing counter-affidavit, list the matter after four (4) weeks."

//TRUE COPY//

For

SD/- M.SRINIVAS
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, The State of Andhra Pradesh, Disabled and Senior Citizens Department, Secretariat Velagapudi, Amaravati, Guntur District - 522237.
2. The District Collector, Eluru District at Eluru - 534001.
3. The Chairman, The Maintenance Tribunal, Revenue Divisional Officer, Jangareddigudem Eluru District - 534447.
4. The Tahsildar, Kamavarapukota Mandal Eluru District - 534449.
5. The Station House Officer, Tadikalapudi Police Station Kamavarapukota Mandal Eluru District - 534452.
6. Immadi Nagamani, W/o. Venkata Muthayya, Aged. 70 years, Occ.House-Wife R/o. Kamavarapu Kota Village and Mandal, Eluru District - 534449. (By RPAD – 1 to 6)
7. One CC to SRI. PASALAPUDI SATYA HARITHA Advocate [OPUC]
8. Two CCs to GP FOR DISABLED AND SENIOR CITIZENS, High Court Of Andhra Pradesh. [OUT]
9. Two CCs to GP FOR Revenue, High Court Of Andhra Pradesh at Amaravati. [OUT]
10. Two CCs to GP FOR HOME, High Court Of Andhra Pradesh at Amaravati. [OUT]
11. One CC to SRI. S V M SANKAR, Advocate [OPUC]
12. One spare copy

HIGH COURT

NV,J

DATED: 02/03/2026

FOR FILING COUNTER-AFFIDAVIT, LIST THE MATTER AFTER FOUR (4) WEEKS.

ORDER

WP.No.5959 of 2026

INTERIM STAY

