

[3460]

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

MONDAY, THE NINTH DAY OF MARCH ✓
TWO THOUSAND AND TWENTY SIX ✓

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY ✓
WRIT PETITION NO: 6403 OF 2026 ✓



Between:

1. Palateerdapu Ajay, S/o Late Lakshmi Narayana, aged about 30 years, Resident of Tantikonda Village, Gokavaram Mandal, Polavaram District, Andhra Pradesh.
2. Palateerdapu Akash, S/o Late Lakshmi Narayana, aged about 27 years, Resident of Tantikonda Village, Gokavaram Mandal, Polavaram District, Andhra Pradesh.

Petitioners

AND

1. The State of Andhra Pradesh, Rep by its Principle Secretary to Government Social Welfare Department, A.P. Secretariat, Velagapudi, Amaravathi - 522237
2. The Additional Agent to Government (Project Officer), Rampachodavaram, Polavaram District, Andhra Pradesh - 533288
3. The Special Deputy Collector, Tribal Welfare, Rampachodavaram, Polavaram District, Andhra Pradesh - 533288 ✓
4. The Tahsildar, Tribal Welfare, Devipatnam Mandal, Polavaram District, Andhra Pradesh - 533338 ✓

Respondents

WHEREAS the Petitioners above named through their Advocate SRI ELURU SSHA MAHESH BABU, presented this 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 Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the interference of the authorities in respect of the property which is an extent of Ac.3.60 cents in survey No.42 of Peddabheempalli Village, Devipatnam Mandal, Now Polavaram District, Pending disposal of the Revision Application filed by the petitioners which is sent through the Registered Post to the 1 respondent herein dated 19.01.2026, which is highly illegal, arbitrary and violation of Article 14, 21 and 300A of the Constitution of India and consequently direct the respondents not to interfere with the possession of the petitioner;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri ELURU SESA MAHESH BABU, Advocate for the Petitioners, learned GP FOR SOCIAL WELFARE for the Respondent Nos.1&2, learned GP FOR REVENUE for the Respondent Nos.3&4 directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principle Secretary to Government Social Welfare Department, A.P. Secretariat, Velagapudi, Amaravathi – 522237, State of Andhra Pradesh
2. The Additional Agent to Government (Project Officer), Rampachodavaram, Polavaram District, Andhra Pradesh - 533288
3. The Special Deputy Collector, Tribal Welfare, Rampachodavaram, Polavaram District, Andhra Pradesh - 533288
4. The Tahsildar, Tribal Welfare, Devipatnam Mandal, Polavaram District, Andhra Pradesh - 533338

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 23.03.2026, on which date the case stands posted for hearing.

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the respondent No.1 and 2 consider the Revision Application filed by the Petitioners which is challenging the orders passed in CM A. No. 147 of 2005 dated 23.01.2006, pending disposal of WP No. 6403 of 2026, on the file of the High Court.

The Court made the following ORDER:

Issue notice to the Respondent(s).

Learned counsel for the Petitioner is permitted to take out personal notice to the Respondent(s) by registered post with acknowledgment due and file proof of service into the Registry.

The Writ Petition is filed to declare the interference of the Respondent-authorities in respect of an extent of Ac.3.60 cents in Sy.No.42 of Peddabheempalli Village, Devipatnam Mandal, now Polavaram District, pending disposal of the Revision, which was filed before Respondent No.1 through the registered post on 19.02.2026.

A case was filed against the predecessors of the Petitioner with regard to the above extent of land on the ground that their possession is illegal and contrary to the land transfer regulations vide LTRP No.485 of 2004. The said LTRP was allowed directing restoration of the land in favour of the Government for onward assignment to eligible tribals. Questioning the same, CMA No.147 of 2005 was filed, and the same was confirmed. Thereafter, a revision was filed before the Respondent No. 1, and the same was disposed of vide Order dated 30.10.2023 vide G.O.Ms.No.67 Social Welfare (TW.LTR.I) Department, remanding the appeal to the Appellate Authority. On remand, the Appellate Authority vide Orders dated 23.01.2026, partly allowed the appeal to the extent of one Gudimetla Saththireddy but confirmed the Order insofar as the Petitioners are concerned. Questioning the same, the petitioners filed Revision before the respondent No. 1 on 19.02.2026, and as there is a

threat of dispossession from the respondent authorities, the present writ petition is filed. ✓

Learned Assistant Government Pleader submits that as of now, there is nothing to establish that a revision has been filed before the Respondent No. 1. ✓

Heard the respective learned counsel. ✓

Considering that the litigation with reference to the subject is pending for over 20 years, there shall be an interim direction as under:

i) The possession of the Petitioners with regard to the land of an extent of Ac.3.60 cents in Sy.No.42 of Peddabheempalli Village, Devipatnam Mandal, now Polavaram District, shall not be disturbed pursuant to the Orders dated 23.01.2006 passed in CMA No.147 of 2005, for a period of eight (8) weeks.

Post this case on 23.03.2026.

SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

For

To,

1. The Principle Secretary to Government Social Welfare Department, A.P. Secretariat, Velagapudi, Amaravathi – 522237, State of Andhra Pradesh (BY SPECIAL MESSENGER)
2. The Additional Agent to Government (Project Officer), Rampachodavaram, Polavaram District, Andhra Pradesh - 533288
3. The Special Deputy Collector, Tribal Welfare, Rampachodavaram, Polavaram District, Andhra Pradesh - 533288
4. The Tahsildar, Tribal Welfare, Devipatnam Mandal, Polavaram District, Andhra Pradesh - 533338 (Addressee Nos.2 to 4 by RPAD- along with a copy of petition and affidavit)
5. One CC to SRI. ELURU SESA MAHESH BABU Advocate [OPUC]

6. Two CCs to GP FOR SOCIAL WELFARE, High Court of Andhra Pradesh. [OUT]
7. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
8. One spare copy

KJ

HIGH COURT

VN,J

DATED:09/03/2026

POST THIS CASE ON 23.03.2026

NOTICE BEFORE ADMISSION

WP.No.6403 of 2026

INTERIM DIRECTION

