

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

FRIDAY, THE FIFTEENTH DAY OF MAY,
TWO THOUSAND AND TWENTY SIX

:PRESENT:

**THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA
WRIT PETITION NOs: 6156 & 6877 OF 2026**



WRIT PETITION NOs: 6156 OF 2026

Between:

Pentakota Jagadish, S/o Nookaraju, aged about 47 years, Occ: Private Employee, current R/o 269/3rt, sl 963, Vijayanagar Colony Hyderabad-500057, Ph 9848976432.

Petitioners

AND

1. The Union of India, Rep. by its Secretary, Ministry of Road Transport and Highways (MoRTH) Government of India, Transport Bhavan, 1, Parliament Street, New Delhi - 110001.
2. The National Highways Authority of India (NHAI), Represented by its Project Director, Regional Office Vijayawada, Andhra Pradesh.
3. The District Collector, Anakapalli District, Andhra Pradesh.
4. The Tahsildar, Anakapalli Mandal, Anakapalli District, Andhra Pradesh.

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 writ, order or direction, more particularly, one in the nature of Writ of Mandamus declaring the action of the Respondent authorities:

- (i) in demolishing the structures raised by the Petitioner in the land ad-measuring 486.6 Sq. Yards in Sy.No.674/8 (Now

being claimed to be in Sy.No.674/10) of Thummapala Sivaru, Kothavooru Village, Anakapalli Mandal & District

- (ii) in trying to dispossess the Petitioner from his land ad-measuring 486.6 Sq. Yards in Sy.No.674/8 (Now being claimed to be in Sy.No.674/10) of Thummapala Sivaru, Kothavooru Village, Anakapalli Mandal & District without issuing any notice or affording an opportunity to the Petitioners under the pretext of expanding the National Highway-16 (NH-16) without following the due process of law;

as illegal, arbitrary and violative of principles of natural justice apart from being violative of Articles, 14, 19, 21 and 300A of the Constitution of India and to consequently direct the Respondent not to interfere with the Petitioners land ad-measuring 486 Sq Yards in Sy.No.674/8 (Now being claimed to be in Sy.No.674/10) of Thummapala Sivaru, Kothavooru Village, Anakapalli Mandal and District.

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 respondents not to interfere with the peaceful possession and enjoyment of the Petitioners over the subject property ad-measuring 486.6 Sq. Yards (Now being claimed to be in Sy.No.674/10) of Thummapala Sivaru, Kothavooru Village, Anakapalli Mandal AND District, pending disposal of WP No. 6156 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 the earlier orders of the High Court dated: 03.03.2026, 15.04.2026 & 04.05.2026 made herein and upon hearing the arguments of Sri. D KODANDARAMI REDDY, Advocate for the Petitioner and

of Sri M. ANANDA KUMAR, STANDING COUNSEL for the Respondent Nos.1 & 2 and of GP FOR REVENUE, for the Respondent Nos.3 & 4;

WRIT PETITION NOS: 6877 OF 2026

Between:

PENTAKOTA JAGADISH, S/o Nookaraju, aged about 47 years, Occ Private Employee, current R/o 269/3rt, sl 963, Vijayanagar Colony Hyderabad- 500057, Ph 9848976432.

Petitioner

AND

1. The Union of India, Rep. by its Secretary, Ministry of Road, Transport and Highways (MoRTH), Government of India, Transport Bhavan, 1, Parliament Street, New Delhi - 110001.
2. The National Highways Authority of India (NHAI), Represented by its Project Director, Regional Office: Vijayawada, Andhra Pradesh.
3. The District Collector, Anakapalli District, Andhra Pradesh.
4. The Tahsildar, Anakapalli Mandal, Anakapalli District, Andhra Pradesh.
5. The Executive Engineer, O/o Andhra Pradesh Education and Welfare Infrastructure Development Corporation, BC Bhavan, MVP Colony, Visakhapatnam, Visakhapatnam District, Andhra Pradesh.

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 action or inaction of the respondents in permitting or causing the construction of an unauthorized structure in a portion of the petitioner's land admeasuring Ac.0.10 gts (approximately 486.60 square yards) situated in Survey No. 674/8 (now

claimed Survey No. 674/10), Thummapala Sivaru, Kothavooru Village, Anakapalli Mandal and District, as illegal, arbitrary, and violative of Articles 14, 21 and 300-A of the Constitution of India and consequently direct the respondents as to forthwith demolish and remove the said unauthorized structure, restore the subject land to its original condition;

IA NO: 1 OF 2026

Petition under Section 151 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 restrain the respondents, their men, agents, contractors, or any persons claiming through or acting under them, from proceeding with any further construction, structural alteration, interior modification, or usage of the building situated on the petitioner's land admeasuring 486.60 square yards in Survey No. 674/8 (now claimed as Survey No. 674/10), Thummapala Sivaru, Kothavooru Village, Anakapalli Mandal and District;.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier order of the High Court dated: 15.04.2026 & 04.05.2026 made herein and upon hearing the arguments of Sri. RAVI TEJA DOMMETI, Advocate for the Petitioner and of Ms. P SARASWATHI CENTRAL GOVT COUNSEL, Advocate for the Respondent No.1 and of Sri. MUDUNURI ANAND KUMAR, STANDING COUNSEL for the Respondent No.2 and of GP FOR LAND ACQUISITION, for the Respondent Nos.3 & 4;

The Court made the following COMMON ORDER:

List these matters after Summer Vacation, 2026.

Interim order granted earlier is extended for a period of eight (08) weeks.

//TRUE COPY//

SD/- U.SRIDEVI
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. One CC to Sri. D KODANDARAMI REDDY, Advocate [OPUC]
2. One CC to Sri M.ANANDA KUMAR, STANDING COUNSEL [OPUC]
3. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
4. One CC to Sri. RAVI TEJA DOMMETI, Advocate [OPUC]
5. One CC to Ms. P SARASWATHI CENTRAL GOVT COUNSEL, Advocate [OPUC]
6. Two CCs to GP FOR LAND ACQUISITION, High Court of Andhra Pradesh [OUT]
7. One spare copy

JSS

HIGH COURT

GTK, J

DATED:15.05.2026.

LIST THESE MATTERS AFTER SUMMER VACATION, 2026.

ORDER



WRIT PETITION NOs: 6156 & 6877 OF 2026

INTERIM ORDER EXTENDED.