

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
(Special Original Jurisdiction)

MONDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE



PRESENT

THE HON'BLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 6357 OF 2025

Between:

1. Tadisetty Pedalakshmaiah, S/o.late Appaiah, aged 60 years, R/o. Eedara Village, Agiripalli Mandal, Eluru District.
2. Pilliboina Yesubabu, S/o.Tirapataiah, Aged 35 Years, R/o. Eedara Village, Agiripalli Mandal Eluru District.
3. Reddi Tirapati Venkaiah, S/o.Nagaiah, aged 55 years, R/o. Eedara Villge, Agiripalli Mandal, Eluru District.

...PETITIONERS

AND

1. The State of Andhra Pradesh, rep, by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi Guntur District.
2. The State of Andhra Pradesh, rep, by its Principal Secretary, Panchayatraj Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
3. The District Collector, Eluru District, Eluru.
4. The Tahasildar, Agiripalli Mandal, Eluru District.
5. The Mandal Parishad Development Officer, Agiripalli, Eluru District.
6. The Panchayat Secretary, Eedara Village, Agiripalli Mandal, Eluru District.

...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 of Mandamus declaring the action of the respondents in not proposing to allot/assign part of the Hindu burial

ground/Smasanam land or any other land in Eedara village, Agiripalli Mandal, Eluru District, for the purpose of cremations and burials for Uppara Caste Community as arbitrary, illegal, and Violative of Article 21 of Constitution of INDIA and consequently direct the respondents to allot land for Burial Ground to the persons of Uppara Caste in Eedara village, Agiripalli Mandal, Eluru District, without any further delay in the interests of justice.

IA NO: 1 OF 2025

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 direct the respondents to allot land for Burial Ground to the persons of Uppara Caste in Eedara village, Agiripalli Mandal, Eluru District, without any further delay in the interests of justice.

Counsel for the Petitioners: SRI B. ASHOK KUMAR

Counsel for the Respondent Nos.1,3 & 4: GP FOR REVENUE

**Counsel for the Respondent No.2: GP FOR PANCHAYAT RAJ & RURAL
DEVELOPMENT**

**Counsel for the Respondent Nos.5 & 6: SRI Y. KOTESWARA RAO, SC
FOR ZPP, MPP & GRAM PANCHAYAT**

The Court made the following: ORDER



IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

[3328]

MONDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA
PRASAD

WRIT PETITION NO: 6357/2025

Between:

- 1.TADISETTY PEDALAKSHMAIAH, S/O.LATE APPAIAH AGED 60 YEARS, R/O. EEDARA VILLAGE, AGIRIPALLI MANDAL, ELURU DISTRICT.
- 2.PILLIBOINA YESUBABU, S/O.TIRAPATAIAH, AGED 35 YEARS, R/O. EEDARA VILLAGE, AGIRIPALLI MANDAL ELURU DISTRICT.
- 3.REDDI TIRAPATI VENKAIAH, S/O.NAGAIAH, AGED 55 YEARS,R/O. EEDARA VILLGE, AGIRIPALLI MANDAL ELURU DISTRICT.

...PETITIONER(S)

AND

- 1.THE STATE OF ANDHRA PRADESH, REP, BY ITS PRINCIPAL SECRETARY, REVENUE DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATHI GUNTUR DISTRICT.
- 2.THE STATE OF ANDHRA PRADESH, REP, BY ITS PRINCIPAL SECRETARY, PANCHAYATRAJ DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT.
- 3.THE DISTRICT COLLECOT, ELURU DISTRICT, ELURU.
- 4.THE TAHASILDAR, AGIRIPALLI MANDAL, ELURU DISTRICT.
- 5.THE MANDAL PARISHAD DEVELOPMENT OFFICER, AGIRIPALLI, ELURU DISTRICT.

6. THE PANCHAYAT SECRETARY, EEDARA VILLAGE, AGIRIPALLI
MANDAL, ELURU DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner(S):

1. B ASHOK KUMAR

Counsel for the Respondent(S):

1. GP FOR PANCHAYAT RAJ RURAL DEV

2. GP FOR REVENUE

The Court made the following:

ORAL ORDER:

Heard Sri B. Ashok Kumar, learned Counsel for the Writ Petitioners, Sri T. Sanjeeva Rao, learned Assistant Government Pleader for Revenue, Sri Panku Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj and Sri Y. Koteswara Rao, learned Standing Counsel for Gram Panchayat.

2. Sri B. Ashok Kumar, learned Counsel for the Writ Petitioners seeks to withdraw this Writ Petition with liberty to file fresh Writ Petition.
3. Permission granted.
4. Accordingly, this Writ Petition is dismissed as withdrawn with liberty to file fresh Writ Petition, if so advised. No order as to costs.
5. Interlocutory Applications, if any, stand closed in terms of this order.

**Sd/- P.VINOD KUMAR
ASSISTANT REGISTRAR**

//TRUE COPY//

P. Vinod Kumar
SECTION OFFICER

To,

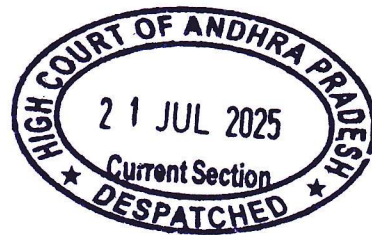
1. One CC to Sri B. Ashok Kumar, Advocate [OPUC]
2. One CC to Sri Y. Koteswara Rao, SC for ZPP, MPP & Gram Panchayat[OPUC]
3. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
4. Two CCs to GP for Panchayat Raj & Rural Development, High Court of Andhra Pradesh. [OUT]
5. Three CD Copies.

HIGH COURT

DATED:17/03/2025

ORDER

WP.No.6357 of 2025



**DISMISSING THE W.P. AS WITHDRAWN
WITHOUT COSTS**