

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

TUESDAY, THE EIGHTEENTH DAY OF MARCH,  
TWO THOUSAND AND TWENTY FIVE

**:PRESENT:**

**HONOURABLE SRI JUSTICE NYAPATHY VIJAY**

**WRIT PETITION NO: 6574 OF 2025**



**Between:**

Maddala Suresh Kumar, S/o.Late Maddala Simhachalam, Aged about 45 years, Resident of Door No.19-05-82, Sathakampattu, Gavarapalem, Anakapalli Mandal, Anakapalli District.

**...Petitioner**

**AND**

1. The State of Andhra Pradesh, Represented by its Principal Secretary to Government, Municipal Administration and Urban Development Department Secretariat Buildings, Velagapudi, Guntur District.
2. The Greater Visakhapatnam Municipal Corporation, Represented by its Commissioner, Visakhapatnam.
3. Zonal Commissioner, Zone VII, Greater Visakhapatnam Municipal Corporation, Anakapalli.
4. Suriseti Jagga Maheswara Rao, S/o. Satyanarayana, Aged about 61 years, R/o. D.No.12-16-46, Near Jagannada Theatre, Gavarapalem, Anakapalle Town and Anakapalli District.
5. Suriseti Santosh Sandeep Satyanarayana, S/o.Jagga Maheswara Rao, age not known to the petitioner, R/o. D.No. 12-16-46, Near Jagannada Theatre, Gavarapalem Anakapalle Town and Anakapalli District.

**...Respondents**

WHEREAS the Petitioner above named through his Advocate Sri Y.SUDHAKAR 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 a Writ order or direction preferably a Writ in the nature of Mandamus declaring the inaction of respondents 2 and 3 in removing the illegal construction made by respondents 4 and 5 in Gandhi Market (old Jaggery Market) Anakapalli, in front of the petitioners shop bearing Door No. 12-8-26 situated in the Gandhi Market, Anakapalli, is illegal, arbitrary and violative of Articles 14 and 19(1)(g) of Constitution of India and consequently direct the respondents to remove the illegal construction made by the 4th and 5<sup>th</sup> respondents over an extent of 225.33 square yards in Gandhi Market, Anakapalli;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Y.Sudhakar, Advocate for the Petitioner and GP for Municipal Administration & Urban Development for the Respondent No.1 and Sri A.S.C.Bose, Standing Counsel for the Respondent Nos.2 & 3, 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 Principal Secretary to Government, State of Andhra Pradesh, Municipal Administration and Urban Development Department Secretariat Buildings, Velagapudi, Guntur District.
2. The Commissioner, Greater Visakhapatnam Municipal Corporation, Visakhapatnam.
3. The Zonal Commissioner, Zone VII, Greater Visakhapatnam Municipal Corporation, Anakapalli.
4. Suriseti Jagga Maheswara Rao, S/o. Satyanarayana, R/o. D.No.12-16-46, Near Jagannada Theatre, Gavarapalem, Anakapalle Town and Anakapalli District.
5. Suriseti Santosh Sandeep Satyanarayana, S/o.Jagga Maheswara Rao, R/o. D.No. 12-16-46, Near Jagannada Theatre, Gavarapalem Anakapalle Town and Anakapalli District.

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 16.04.2025 for which date the case stands posted for hearing;

**IA NO: 1 OF 2025:**

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct respondents 2 and 3 to take action on the petitioner's Representation dated 27.11.2024, pending disposal of WP No.6574 of 2025, on the file of the High Court.

**The Court made the following:**

**ORDER:**

**"Notice before admission returnable in four weeks.**

**This writ petition is filed questioning the illegal construction made by the unofficial Respondent Nos.4 and 5 in Gandhi Market (old Jaggery Market) Anakapalli in front of the Petitioner's shop bearing Dr.No. 12-8-26, Gandhi Market, Anakapalli.**

**The Petitioner claims to be the owner of an extent of 138.03 square yards having purchased the same under registered sale deed dated 27.03.2019 vide Document No.2144. The grievance of the Petitioner is that Respondent Nos.4 and 5 had illegally constructed iron sheet shed in front of his shop without approval from the Municipal Authorities by encroaching upon the road, blocking the access to the shop.**

**Though the Petitioner made representation dated 27.11.2024, the same is not being considered by Respondent Nos1 to 3. Hence, the present writ petition.**

**Considering the nature of the grievance of the Petitioner, there shall be an interim direction to the Respondent Nos.2 and 3 to consider the representation of the Petitioner dated 27.11.2024 within a period of four(4) weeks from today and pass appropriate orders after putting the unofficial respondents on notice.**

Post on 16.04.2025."

Sd/- M.Prabakar Rao  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary to Government, State of Andhra Pradesh, Municipal Administration and Urban Development Department Secretariat Buildings, Velagapudi, Guntur District. (by **Special Messenger**)
2. The Commissioner, Greater Visakhapatnam Municipal Corporation, Visakhapatnam.
3. The Zonal Commissioner, Zone VII, Greater Visakhapatnam Municipal Corporation, Anakapalli.
4. Suriseti Jagga Maheswara Rao, S/o. Satyanarayana, R/o. D.No.12-16-46, Near Jagannada Theatre, Gavarapalem, Anakapalle Town and Anakapalli District.
5. Suriseti Santosh Sandeep Satyanarayana, S/o.Jagga Maheswara Rao, R/o. D.No. 12-16-46, Near Jagannada Theatre, Gavarapalem Anakapalle Town and Anakapalli District. (Addressee Nos.2 to 5 by **RPAD**- along with a copy of petition and affidavit)
6. One CC to Sri. Y.Sudhakar, Advocate [OPUC]
7. Two CCs to GP for Municipal Admn & Urban Dev, High Court of Andhra Pradesh. [OUT]
8. One CC to Sri A.S.C.Bose, Standing Counsel [OPUC]
9. One spare copy

MM



HIGH COURT

VN,J

DATED:18/03/2025

POST ON 16.04.2025

NOTICE BEFORE ADMISSION

WP.No.6574 of 2025

DIRECTION

