

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

WEDNESDAY, THE NINETEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE



PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 6494 OF 2025

Between:

Gugulothu Nagaraju, S/o. Narasing, aged about 58 years, Occ
Agriculture, R/o. Budawada Village, Jagayyapeta Mandal, NTR District.

...Petitioner

AND

1. The State Of Andhra Pradesh, Rep. by its Principal Secretary Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, At Vijayawada, NTR District.
3. The Revenue Divisional Officer, Nandigama, NTR District.
4. The Tahsildar, Jagayyapeta Mandal, NTR District

...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 of mandamus or any other appropriate writ or direction declaring the action of the respondents in interfering with the peaceful enjoyment of the petitioner property bearing 1 Sy.No. 126/1 admeasuring Ac. 1.33 cents and 2 Sy.no. 365/2A1B admeasuring Ac. 1.00 cents located in Budawada Village, Jagayyapeta Mandal, NTR District and trying to alter the revenue webland entries as illegal, arbitrary, and in violation of provisions of Andhra Pradesh Rights in Land and Pattadar Passbooks Act, 1971 and A.P. Rights in Land and Pattadar Passbook Rules 1989 and violation of Article 300-A of

Constitution of India and consequently direct the respondents not to interfere in the above mentioned subject lands. ✓

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 the respondents not to interfere with the peaceful possession and enjoyment of the petitioner property bearing 1] Sy.No. 126/1 admeasuring Ac. 1.33 cents and 2] Sy.no. 365/2A1B admeasuring Ac. 1.00 cents located in Budawada Village, Jagayyapeta Mandal, NTR District and not to alter the revenue web land entries, during pendency of the Writ petition. ✓

Counsel for the Petitioner: SRI. KRISTAM SAKTHI NIRANJAN GUPTHA

Counsel for the Respondent Nos. 1 to 4: GP FOR REVENUE

The Court made the following: ORDER



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

[3329]

WEDNESDAY, THE NINETEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 6494/2025

Between:

Gugulothu Nagaraju

...PETITIONER

AND

The State Of Andhra Pradesh and Others

...RESPONDENT(S)

Counsel for the Petitioner:

1. KRISTAM SAKTHI NIRANJAN GUPTHA

Counsel for the Respondent(S):

1. GP FOR REVENUE

The Court made the following:

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 6494/2025ORDER:

This writ petition is filed under Article 226 of the Constitution of the India seeking the following reliefs:-

"to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in interfering with the peaceful enjoyment of the petitioner property bearing 1) Sy.No.126/1 admeasuring Ac.1.33 cents and 2) Sy.No.365/2A1B admeasuring Ac.1.00 cents located in Budawada Village, Jagayyapeta Mandal, NTR District and trying to alter the revenue webland entries as illegal, arbitrary and in violation of provisions of Andhra Pradesh Rights in Land and Pattadar Passbooks Act, 1971 and A.P. Rights in Land and Pattadar Passbook Rules, 1989 and violation of Article 300-A of Constitution of India and consequently direct the respondents not to interfere in the above mentioned subject lands and pass such other order."

2. During hearing, learned counsel for the petitioner, without touching the merits of the case, requested this Court to issue a direction to the respondents not to interfere with the petitioner's peaceful possession and enjoyment of the subject property without following due process of law.

3. Learned Assistant Government Pleader for Revenue submits that, the respondents are not interfering with the petitioner's peaceful possession and enjoyment of the subject property and it is only the apprehension of the petitioner. If the respondents intend to interfere with

the petitioner's peaceful possession of the subject property, the respondents would follow due process of law and requested to pass appropriate orders.

4. When the petitioner is in settled possession and enjoyment of the property, he cannot be dispossessed, without following due process of law in view of the law declared by the Apex Court in "**Rame Gowda (dead) by L.Rs. v. M.Varadappa Naidu (Dead) by L.Rs.**"¹". Therefore, if the petitioner is in possession of the subject property, the respondents are directed not to interfere with the petitioner's peaceful possession and enjoyment of the subject property, except by following due process of law.

5. With the above direction, the writ petition is disposed of at the stage of admission with the consent of both the counsel. There shall be no order as to costs.

As a sequel miscellaneous application, pending, if any, shall also stand closed.

//TRUE COPY//

SD/- V.SAVITHRI GOWRI
ASSISTANT REGISTRAR
78 85
SECTION OFFICER

To,

1. The "Principal Secretary Revenue Department, State Of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, At Vijayawada, NTR District.
3. The Revenue Divisional Officer, Nandigama, NTR District.
4. The Tahsildar, Jaggayyapeta Mandal, NTR District
5. One CC to SRI. KRISTAM SAKTHI NIRANJAN GUPTHA Advocate [OPUC]
6. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
7. Three CD Copies

csb

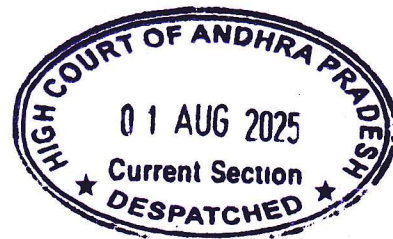
HIGH COURT

csb

DATED:19/03/2025

ORDER

WP.No.6494 of 2025



DISPOSING THE WP WITHOUT COSTS