



(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
WEDNESDAY, THE TWENTIETH DAY OF MARCH TWO THOUSAND AND
TWENTY FOUR

:PRESENT:
THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 6981 OF 2024

Between:

1. Sri Chennakesava Swamy Temple, Odur, Chillakuru Mandal, Tirupathi District, rep. by its Founder Trustee, Eswaravaka Lakshmi Reddy W/o Dayanand Reddy, Odur, Chillakuru Mandal, Tirupathi Distri
2. Jakkamreddy Sunil Kumar Reddy, S/o Sessa Reddy Aged 57 years, Occ Business, R/o Flat No. 4A, Kakatiya Enclave, Gomathi Nagar, Nellore - 3, SPSR Nellore District.

...Petitioners

AND

1. The Union Of India, Rep by the Secretary Ministry of Road Transport and Highways Government of India Transport Bhawan Sansad Marg New Delhi 110001.
2. The Regional Officer, National Highways Authority of India, Project Implementation Unit,
3. The Project Director, National Highways Authority of India, Project Implementation Unit, Bypass Road Junction with Old GNT Road, Vedayapalem, Nellore - 524004.
4. The competent authority And Special Dy. Collector (LA), Telugu Ganga Project, Rapur at Nellore, SPSR Nellore District.
5. The District Collector, Tirupathi District, Tirupathi.
6. The Revenue Divisional Officer, Gudur, Tirupathi District.
7. The Tahasildar, Chillakur Mandal, Tirupathi District.

...Respondents

WHEREAS the Petitioner above named through their Advocate Sri P SRIDHAR REDDY 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 more particularly one in the nature of writ of mandamus declaring the action of the respondents in dispossessing the petitioners from an extent of Ac. 1.32 cents in Sy.No.876/1C (876/3) belonging to the 1 petitioner temple and an extent of Ac. 0.27 cents in Sy.No.876/IA (876/2) belonging to the 2nd petitioner herein situated in Kadivedu Village, Chillakur Mandal

previously in SPSR Nellore District and presently in Tirupathi District in the process of road widening from 2 lane to 4 lane of NH-5 in Chennai-Vijayawada section without initiating land acquisition proceedings under the provisions of National Highways Act 1956 and the order passed by the 2nd respondent in ref NH-AI/RO-VJA/NH-5/Kadivedu/2022-23/4206 dated 22.12.2022 rejecting the proposals submitted by the 3rd respondent for initiation of Land Acquisition Proceedings in respect of the above extent of the land and payment of compensation to the petitioners herein as illegal, arbitrary, unjust and without jurisdiction part from violative of articles 14, 21 85 300-A of the constitution of India and consequently direct the respondents 1 to 4 herein to initiate Land Acquisition proceedings under National Highways Act 1956 in respect of Ac. 1.32 cents in Sy. No. 876/1C (876/3) belonging to the 1st petitioner temple and an extent of Ac. 0.27 cents in Sy. No. 876/1A (876/2) belonging to the 2nd petitioner herein situated in Kadivedu Village, Chillakur Mandal previously in SPSR Nellore District and presently in Tirupathi District and pay compensation with all statutory benefits and pass such

AND WHEREAS the High Court upon perusing the petition and affidavit/memorandum of grounds filed herein and upon hearing the arguments of Sri P SRIDHAR REDDY Advocate for the Petitioner, Central Government Counsel for Respondent Nos.1 & 2, M. Anand Kumar, SC for Respondent No.3 and GP for Revenue for Respondent No.4 to 7, 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 Secretary, Union Of India, Ministry of Road Transport and Highways Government of India, Transport Bhawan, Sansad Marg, New Delhi 110001.
2. The Regional Officer, National Highways Authority of India, Project Implementation Unit,
3. The Project Director, National Highways Authority of India, Project Implementation Unit, Bypass Road Junction with Old GNT Road, Vedayapalem, Nellore - 524004.
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6. The Revenue Divisional Officer, Gudur, Tirupathi District.
7. The Tahasildar, Chillakur Mandal, Tirupathi 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 herewith (copy enclosed) this WRIT PETITION should admitted on 03.04.2024 on which date the case stands posted for hearing.

previously in SPSR Nellore District and presently in Tirupathi District in the process of road widening from 2 lane to 4 lane of NH-5 in Chennai-Vijayawada section without initiating land acquisition proceedings under the provisions of National Highways Act 1956 and the order passed by the 2nd respondent in ref NH-AI/RO-VJA/NH-5/Kadivedu/2022-23/4206 dated 22.12.2022 rejecting the proposals submitted by the 3rd respondent for initiation of Land Acquisition Proceedings in respect of the above extent of the land and payment of compensation to the petitioners herein as illegal, arbitrary, unjust and without jurisdiction part from violative of articles 14, 21 85 300-A of the constitution of India and consequently direct the respondents 1 to 4 herein to initiate Land Acquisition proceedings under National Highways Act 1956 in respect of Ac. 1.32 cents in Sy. No. 876/1C (876/3) belonging to the 1st petitioner temple and an extent of Ac. 0.27 cents in Sy. No. 876/1A (876/2) belonging to the 2nd petitioner herein situated in Kadivedu Village, Chillakur Mandal previously in SPSR Nellore District and presently in Tirupathi District and pay compensation with all statutory benefits and pass such

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The Court made the following:

ORDER:

Notice before admission.

Learned Central Government Counsel takes notice for R1 & R2.

Sri M. Anand Kumar, learned Standing Counsel takes notice for R3.

Learned Government Pleader for Revenue, takes notice for R4 to R7.

For instructions, post on 03.04.2024 in 'motion list'.

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

5/3

To,

1. The Secretary, Union Of India, Ministry of Road Transport and Highways Government of India, Transport Bhawan, Sansad Marg, New Delhi 110001.
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6. The Revenue Divisional Officer, Gudur, Tirupathi District.
7. The Tahasildar, Chillakur Mandal, Tirupathi District. (Addresses by RPAD- along with a copy of petition and memorandum of grounds)
8. One CC to SRI. P SRIDHAR REDDY Advocate [OPUC]
9. one spare copy

svp

HIGH COURT

RC,J

DATED: 20.03.2024

NOTE: POST ON 03.04.2024

NOTICE BEFORE ADMISSION

WP.No.6981 of 2024

