

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

THURSDAY, THE NINTH DAY OF APRIL,
TWO THOUSAND AND TWENTY SIX



:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 7414 OF 2026

Between:

Kola S.V.Balaji Rao, S/o. Subba Rao, Aged 58 years, Occ: Business, R/o.
Dr.No.23-11-3, Flat No.304F, Sai Abhaya Encalve, Sri Ram Nagar,
Rajamahendravaram, East Godavari District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal and Urban Development Dept., Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, A.P. – 522503.
2. The Rajamahendravaram Municipal Corporation, Rep. by its Commissioner, Rajamahendravaram, East Godavari District – 533101.
3. The City Planner/Town Planning Officer, Municipal Corporation Rajamahendravaram, Rajamahendravaram, East Godavari District – 533101.
4. The District Collector, East Godavari District, Rajamahendravaram – 533101.
5. The Station House Officer, Rajamahendravaram – III Town Police Station, East Godavari District.

(R5 is impleaded as per the Court's Order dt.17.03.2026.)

...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 an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the

respondents in not considering his representation/legal notice Dt.24.05.2024 and the representation Dt.07.01.2026 in removing the Statue of B.R. Ambedkar which was erected just in front of the gate of the property of the petitioner (Vacant Site) in R.S.NO.105/2B of Suviseshapuram Layout Plot No.5, Suviseshapuram, Rajamahendravaram as bad, illegal, arbitrary and violative of article 14, 16, 19, 21 and 300-A of the Constitution of India and consequently direct the respondents to remove the Statue erected just in front of the gate of the property of the petitioner (Vacant Site) in R.S.No.105/2B of Suviseshapuram Layout Plot No.5 and 6, Suviseshapuram, Rajamahendravaram. ✓

IA NO: 1 OF 2026

Petition under Section 151 of 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 direct the respondents to consider the representation of the petitioner Dt.07.01.2026 received by the 2nd respondent on 07.02.2026, pending disposal of WP 7414 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 orders of the High Court dated 17.03.2026 & 02.04.2026 made herein and upon hearing the arguments of Sri V.S.K.Rama Rao, Advocate for the Petitioner and of GP MUNICIPAL ADMN AND URBAN DEV AP for Respondent No.1 and of Sri A.S.C.Bose, Standing Counsel for Respondent Nos.2 and 3 and of GP for Revenue for Respondent No.4, the Court made the following

ORDER:

“Heard Sri V.S.K. Rama Rao, Ld. Counsel for the Writ Petitioner (appearing through online), Sri Vijaya Kumar, Ld. Counsel appearing on behalf of Sri A.S.C. Bose, Ld. Standing Counsel for the Municipal Corporation and Ms. A. Jayanti, Ld. Government Pleader for Home. ✓

2. In compliance with the Order of this Court dated 17.03.2026 and 02.04.2026, the Inspector of Police, III Town L & O.P.S.,

Rajamahendravaram has submitted the Enquiry Report in the form of Written Instructions.

3. On perusal of the said Report, prima facie, it transpires that certain persons, whose names are mentioned in the Report, have formed a group for erecting the statue of Dr. Babasaheb B.R. Ambedkar in front of the gate of the Writ Petitioner's house by constructing a big cement platform without obtaining any permission from the concerned Municipal Corporation or the District Magistrate or the Revenue Divisional Officer/Sub-Collector of Rajamahendravaram for the purpose of installation of the statue of Dr. Babasaheb B.R. Ambedkar.

4. As seen from the Photographs, the place and manner in which the statue of Dr. Babasaheb B.R. Ambedkar has been placed and its surroundings is quite insulting to the great personality inasmuch as the statue has been erected in a place where unhygienic conditions prevail and littered with dump. This statue is on a road margin and it is also right in the front of the iron-gate of the Writ Petitioner.

5. The persons who are responsible in erecting the statue have clearly insulted the great personality and legal action is required to be initiated for this purpose against the perpetrators of such insult. In this view of the matter, this Court directs the concerned Station House Officer to register the FIR against the culprits and proceed with the investigation for:

(i) *causing insult to the Architect of the Indian Constitution by erecting the statue of Dr. Babasaheb B.R. Ambedkar in an unhygienic place with litter around;*

(ii) *erecting the statue without seeking permission from the authorities;*

(iii) *erecting the statue in violation of the Order of the Hon'ble Supreme Court (in Union of India V. State of Gujarat and Others : SLP (C) No.8519/2006, dated 18.01.2013) and G.O.Ms. No.18, Transport, Roads & Buildings (Roads-1) Department, dated 18.02.2013; and,*

(iv) erecting the statue in front of the iron gate of the property of a private owner, thereby, blocking his access to the road as well as causing inconvenience to him.

6. When once this Court has noticed the insult caused to Dr. Babasaheb B.R.Ambedkar, it would be the solemn duty of this Court to mitigate the situation and to prevent perpetration of further insult by initiating corrective measures as expeditiously as possible. Therefore, the District Collector (Respondent No.4) and the Commissioner (Respondent No.2) are directed to immediately identify any other suitable place that befits the 'Honour and Dignity of the Great Personality' and make arrangements for placing the statue at that place. The selection of the place for erecting the statue shall exclusively be undertaken by Respondent Nos. 2 and 4 without permitting anyone's interference/intervention. The Respondent Nos.2 and 4 shall follow the direction laid down by the Hon'ble Supreme Court and the G.Os mentioned in Para 5 (iii) above. ✓

7. Till such time, there shall be a direction to the said Respondent Authorities to immediately remove the statue of Dr. Babasaheb B.R. Ambedkar from the existing place within ten (10) days from today and secure it at an appropriate and safe place. They shall also destroy the pedestal/platform which is in front of the iron-gate of the Writ Petitioner as soon as the statue is removed. This Order shall be executed as early as possible to ensure that the statue is removed from the subject area. ✓

8. Registry is directed to supply copies of the Photographs and the Report submitted by the Inspector of Police, III Town L & O.P.S., Rajamahendravaram to the respective Counsel for Respondents by tomorrow i.e., on 10.04.2026. ✓

9. List on 23.04.2026 to enable the Respondent No.4 and Respondent No.2 to report about shifting of the statue to a safe and secure place and also about the status of the criminal investigation. ✓

10. Ld. Counsel for the respective Respondents are directed to convey the gist of this Order to the Official Respondents forthwith for effective compliance."

//TRUE COPY//

SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR
NS
SECTION OFFICER

To,

1. The Principal Secretary, Municipal and Urban Development Dept., State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, A.P. – 522503.
2. The Rajamahendravaram Municipal Corporation, Rep. by its Commissioner, Rajamahendravaram, East Godavari District – 533101.
3. The City Planner/Town Planning Officer, Municipal Corporation Rajamahendravaram, Rajamahendravaram, East Godavari District – 533101.
4. The District Collector, East Godavari District, Rajamahendravaram – 533101.
5. The Station House Officer, Rajamahendravaram – III Town Police Station, East Godavari District. (Addressee Nos.1 to 5 by RPAD)
6. The Section Officer, Writ Non-Service Section, High Court of A.P., Amaravati.
7. One CC to Sri V.S.K.Rama Rao, Advocate [OPUC]
8. One CC to Sri A.S.C.Bose, Standing Counsel[OPUC]
9. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP, High Court of Andhra Pradesh. [OUT]
10. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
11. One spare copy.

PSD

HIGH COURT

GRKP,J

DATE:09/04/2026

LIST ON 23.04.2026

ORDER

WP.No.7414 of 2026

DIRECTION

