

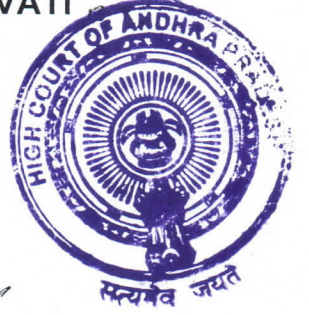
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

FRIDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 7161 OF 2025



Between:

1. Potlakayala Nageswara Rao, S/o Subbarao, Aged about 54 years, Occ. Agriculture, R/o. D.No.1-132, chinnapeta, Selapaka Village, Kajuluru Mandal, Kakinada District (Erstwhile East Godavari District).
2. Potlakayala Baby, w/o Potlakayala Nageswara Rao, Aged about 45 years, Occ. Housewife, R/o D.No.1-132, chinnapeta, Selapaka Village, Kajuluru Mandal, Kakinada District (Erstwhile East Godavari District).
3. Potlakayala Subramanyam, s/o Potlakayala Nageswara Rao, Aged about 33 years, Occ. Coolie, R/o D.No.1-132, chinnapeta, Selapaka Village, Kajuluru Mandal, Kakinada District (Erstwhile East Godavari District).
4. Potlakayala Dora Babu, s/o Potlakayala Nageswara Rao, Aged about 30 years, Occ. Coolie, R/o D.No.1-132, chinnapeta, Selapaka Village, Kajuluru Mandal, Kakinada District (Erstwhile East Godavari District).
5. Potlakayala Vinod, s/o Potlakayala Nageswara Rao, Aged about 27 years, Occ. Coolie, R/o D.No.1-132, chinnapeta, Selapaka Village, Kajuluru Mandal, Kakinada District (Erstwhile East Godavari District).

...Petitioners

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Home Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District
2. The Superintendent of Police, Kakinada District, Kakinada, (Erstwhile East Godavari District)

3. The District Collector, Kakinada District (Erstwhile East Godavari District).
4. The Station House Office, Gollapalem Police Station, Kakinada Rural Mandal, Kakinada District, (Erstwhile East Godavari 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 or order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the Respondents herein particularly Respondent No. 2 to 4 in not resolving the dispute which occurred on 31.10.2024 and not considering the representations dated. 06.11.2024, 18.11.2024 and 16.12.2024 in not allowing the Petitioners and others whose names were reflected in the representation into the village of selapaka village, Kajuluru Mandal, Kakinada District erstwhile East Godavari District by restraining the unofficial activities of the villagers in restraining the Petitioners and others not allowing them into the village which as nothing but illegal, highhanded, erroneous and violative of Article 14 and 21 of The Constitution of India and consequently direct the Respondent No.2 to 4 to take necessary steps in allowing the Petitioners and others whose names are reflected in the representations dated. 06.11.2024, 18.11.2024 and 16.12.2024 into the village of selapaka village, Kajuluru Mandal, Kakinada District erstwhile East Godavari District.

IA NO: 1 OF 2025

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 Respondent No. 2 to 4 to take necessary steps restraining the unofficial activities of the villagers in restraining the Petitioners and others in not allowing them into the village basing on the representations dated: 06.11.2024, 18.11.2024 and 16.12.2024 into the village of selapaka village, Kajuluru Mandal, Kakinada District erstwhile East

Godavari District, Pending disposal of WP 7161 of 2025, 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 upon hearing the arguments of SRI A K KISHORE REDDY, Advocate for the Petitioners, and of GP FOR HOME, for the Respondent Nos.1, 2 & 4, and of GP FOR REVENUE, for the Respondent No.3, the Court made the following

ORDER:

The learned counsel for the petitioners submits that the petitioners are arraigned as accused in Crime No.180 of 2024 for the alleged offences under Sections 189(1), 191(3), 238(b), 103(2) r/w 190 BNS and that they were arrested and remanded to judicial custody for the alleged offences.

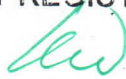
It is further submitted that the petitioners have also obtained bail from the IV Additional Sessions Judge, Kakinada. However, they are targeted by the other villagers, and their properties were also damaged. The petitioners are not allowed to enter their village. In this regard, the petitioners made a representation to respondent Nos. 2, 3, and 4. However, there has been no action taken by respondent Nos. 2, 3, and 4.

Considering the submissions, respondent Nos. 2, 3, and 4 are directed to file an affidavit before this Court regarding the representation of the petitioners.

Post the matter on 04.04.2025.

Sd/- K. J. RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

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To,

1. The Principal Secretary, Home Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District **(by Special Messenger)**
2. The Superintendent of Police, Kakinada District, Kakinada, (Erstwhile East Godavari District)
3. The District Collector, Kakinada District (Erstwhile East Godavari District).
4. The Station House Office, Gollapalem Police Station, Kakinada Rural Mandal, Kakinada District, (Erstwhile East Godavari District) **(Addressees 2 to 4 by RPAD)**
5. One CC to SRI. A K KISHORE REDDY Advocate [OPUC]
6. Two CCs to GP FOR HOME, High Court of Andhra Pradesh. [OUT]
7. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh [OUT]
8. **One spare copy**

PSR



HIGH COURT

HN,J

DATED:21/03/2025

NOTE: Post the matter on 04.04.2025.

ORDER

WP.No.7161 of 2025

INTERIM DIRECTION

