IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF MARCH

TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HON'BLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 1039 OF 2013

Between:

1. Nadyala Sitaramaiah, S/o Reddemma,
Aged about 73 years

2. Polinata Chandra Rao, S/o Satyanarayana,
Aged about 45 years

3. Kasireddy Trimurthulu, S/o Venkata Rao
Aged about 46 years

4. Kakarla Satyanarayana S/o Rathalu
Aged about 54 years

5. Damisetti Srinu, S/o Krishna,
Aged about 50 years

6. Bandi Surya Charyulu, S/o Satyanarayana,
Aged about 43 years

7. M. Ganga Raju, S/o Rama Rao,
Aged about 38 years

8. Vanga Ganapathi, S/o Naganna,
Aged about 48 years

9. Kandeti Srinivasa Rao, S/o Narayana,
Aged about 50 years

10. Kalagari Satti Raju, S/o Subba Raju,
Aged about 85 years

11. Yadlapalli Govinda Rao, S/o Kanne Rao,
Aged about 35 years

12. Guna Srinivassu, S/o Tata Rao,
Aged 45 years

13. Talari Nataraj, S/o Chinna Babu
Aged 45 years

14. Ankisaravu Ramachandra Rao, S/o Balaiah,
Aged 55 years

15. Bandi Sriinivasa Rao, S/o Anjanna,
Aged 45 years

16. Kondeti Nani, S/o Arjuna Rao,
Aged about 40 years

17. Adabala Gopala Krishna, S/o Mariyya,
Aged 39 years

18. Nandyala Rama Murthi, S/o Satyam,
Aged 55 years

19. Bonala Satyanarayana, S/o Tatabbai
Aged about 65 years

20. Betu Venkatrao, S/o Ramakrishna,
Aged 65 years

21. Nandyala Subrahmanyam, S/o N. Rama Murthy
Aged 30 years

22. Gade Nageswara Rao, S/o Venkaiah,
Aged 50 years

23. Silaboina Srinu, S/o Markendeyulu,
Aged about 38 years

24. Ravuri Sattulu, S/o R. Marayya,
Aged 58 years

25. Badeti Narsimha Murthy, S/o Veerraju,
Aged 36 years

26. Annem Nageswara Rao, S/o Rama Rao
Aged 40 years

27. Peddireddy Arjuna Rao, S/o Polemma,
Aged 40 years

28. Rachakunda Venkata Swamy S/o Hanmantha Rao
Aged 50 years

29. Javvadi Raju, S/o Venkanna,
Aged 32 years

30. Tamisetti Srinivasa Raju, S/o Rama Rao
Aged 45 years

31. Chinna Bullabbai, S/o Subba Rao,
Aged 45 years

32. Nandyala Srinivasa Rao, S/o Sitaramaiah,
Aged 40 years

33. Appana Subrahmanyam, S/o Nageswara Rao
Aged 30 years

34. Merla Venkateswarlu, S/o Trimurthulu
Aged about 40 years

35. Kakarla Venkata Satyanarayana, S/o P. Narsimha,
Aged 36 years

36. Gopisetti Annavaram, S/o Chandraiah,
Aged 40 years

37. Chittala Narsimha Murthy, S/o Satyanarayana,
Aged 40 years

38. Parsi Ramakrishna, S/o Lovaraju,
Aged 28 years

39. Chittala Lakshmi Narayana, S/o Satyanarayana,
Aged 30 years

40. Ganta Veeraraghavulu, S/o Venkataratnam,
Aged 40 years

41. Pampaa Sivaji, S/o Surya Rao,
Aged 48 years

42. Chedula Ganapathi, S/o Subba Rao
Aged 40 years

43. Yedlapalli Veeranna, S/o Satyanarayana,
Aged 45 years

44. Darina Ayyappa, S/o Nageswara Rao,
Aged 24 years

45. Nmana Venkanna Babu, S/o Suryanarayana
Aged 31 years

46. Lakkimsetti Gopalam, S/o Atchaiah,
Aged 60 years

47. Akula Suranna, S/o Satyanarayana
Aged 40 years

48. Merla Satyanarayana, S/o Rajaiah,
Aged 50 years

49. Rayuri Satyanarayana, S/o Venkatrao,
Aged 45 years

50. Akula Mohan Rao, S/o Satyanarayana,
Aged about 52 years

51. Itukula Suryachandra Rao, S/o Satyanarayana,
Aged about 50 years,

52. Nidada Surya Babu, S/o Suryanarayana,
Aged about 30 years

53. Yerra Srinivasu, S/o Satyam,
Aged 42 years

54. Donela Venkateswara Rao, S/o Venkatrao,
Aged 31 years

55. Jasadi Seethamma, W/o Krishnamurthy
Aged 55 years

56. Pasupuleti Kasi, S/o Ayyanna,
Aged 55 years

57. Gummadi Naga Raju, S/o Sriramamurthy
Aged 46 years

58. Kovvidi Ganga Raju, S/o Venkatrao,
Aged 50 years

59. B. Nageswara Rao, S/o Krishna Murthy
Aged 48 years

60. Illuri Venkatrao, S/o Satyam,
Aged 54 years

61. Narina Nageswara Rao, S/o Satyanarayana
Aged 44 years

62. Bandi Nageswara Rao, S/o Suranna,
Aged 37 years

63. Nandyala Suryakantham, W/o Seetharamaiah,
Aged 42 years

64. Ankisarapu Satyanarayana, S/o Somulu,
Aged 42 years

65. Ankisarapu Somulu, S/o Balaramaiah,
Aged 85 years

66. Kunamsetti Tataji, S/o Satyanarayana,
Aged 35 years

67. Gajula Gopalakrishna, S/o Veerabhadra Rao,
Aged 42 years

68. Kakarla Surynarayana, S/o Krishnamm,
Aged 60 years

69. Kusumpudi Subrahmanyam, S/o Chitti Babu,
Aged 28 years

70. Pindi Peddi Raju, S/o Venkanna,
Aged 55 years

71. Pyarabathula Nageswara Rao, S/o Pullaiah,
Aged 50 years

72. N. Achi Reddy, S/o Papi Reddy,
Aged 39 years

73. N. Srinivasa Reddy, S/o Papi Reddy
Aged 41 years

74. Teerthala Subba Rao, S/o Brahmanna,
Aged 52 years

75. Panjadama Mohana Rao, S/o Narayana Appa Rao
Aged 70 years

76. Duna Venkata Rao, S/o Narsanna,
Aged 56 years

77. Chityala Surya Rao, S/o Ramanna,
Aged 63 years

78. Yadlapalli Raju, S/o Peddaiah,
Aged 45 years

79. Kakarla Venkateswara Rao, S/o Krishna Rao,
Aged 41 years

80. Pata Uppalaiah, S/o Musalaiah,
Aged 53 years

81. Thotagiri S/o Thota Narasimha Rao
Aged 35 years

82. Chennam Subrahmanyam, S/o Sesa Rao,
Aged 40 years

83. Bandaru Subba Rao, S/o Veeranna,
Aged 36 years

84. Ganga Srinivas S/o Venkatrao,
Aged 36 years

85. Polisetti Yesu, S/o Satyanarayana,
Aged 56 years

86. Lingampalli Konda Rao, S/o Gopalam,
Aged 65 years

87. DAmisetti Gopala Krishna, S/o Rama Rao
Aged 50 years

88. Yedlapalli Mavullu, S/o Pallaiah,
Aged 63 years

89. Kanuri Venktramaiah, S/o Bhaskara Rao,
Aged 40 years

90. Koppisetti Naga Suryanaprakash Rao,
S/o Nageswara Rao, aged 36 years

91. Kakarla Venkata Ganapathi, S/o Satyanarayana,
Aged 31 years

92. Yadati Anjeneyulu, S/o Aravalu,
Aged 40 years

93. Tirupathi Venkatrao, S/o Narayanamurthy
Aged 80 years

94. Badaraja Rajeswara Rao, S/o Gopalam,
Aged 60 years

95. Akula Srinivas, S/o Venkatrao,
Aged 32 years

96. Pasupuleti Satyanarayana, S/o Gangadhara Rao,
Aged 56 years

97. Kondeti Sesha Rao, S/o Narayana Murthy
Aged 65 years

98. Gunumolu Ramana, S/o Venkatrao,
Aged 36 years

99. Yadlapalli Pothuraju, S/o Vishnu Murthy
Aged 52 years

100. Matireddy Venkateswara Rao, S/o Gani Raju,
Aged 45 years,

101. Nandyala Varalakshmi, W/o Satyamurthy
Aged 50 years,

102. Thatikayala Ammi Setti, S/o Tataiah,
Aged about 70 years

103. Betu Surya Rao, S/o Venkatrao
Aged 60 years

104. Paiboina Ajay Kumar, S/o Ramesh Babu
Aged 18 years

105. Pragada Appa Rao, S/o Bhadraiah,
Aged 60 years

106. Chittala Venkanna Babu, S/o Anjaneyulu
Aged 45 years

107. P Bala Subrahmanyam, S/o Suryanaryana
Aged 25 years

108. Chittala Rambabu, S/o Anjaneyulu,
Aged 50 years

109. Adapa Ramachandr Rao, S/o Venkatrao,
Aged about 60 years

110. Adala Venkateswara Rao, S/o Venkatrao,
Aged 65 years

111. Toleti Surya Chandra Rao, S/o China Muthyam
Aged 45 years

112. Tumu Ramakrishna, S/o Satyanarayana,
Aged about 34 years

113. Tumu Satyanarayana, S/o Narayana
Aged 58 years

114. Pasupuleti Satyanarayana, S/o Ayyanna
Aged about 60 years

115. Nidadavolu Srinivas, S/o Suryanarayana
Aged 28 years

116. Puri Arjuna Rao, S/o Tata Rao
Aged 40 years

117. Mangina Srinu, S/o Narasimha Murthy
Aged about 40 years

118. Vanga Sankara Srinivasa Rao, S/o Ramana
Aged 30 years

119. P Penta Rao, S/o Tata Rao,
Aged 38 years

120. Kola Durga Rao, S/o Sathyanarayana
Aged 60 years

121. Kandula Rama Rao, S/o Gollaiah Ane Veeranna
Aged 70 years

122. Pasupuleti Venkateswara Rao, S/o V.V.Sathyanarayana
Aged 40 years

123. Balam Venkateswara Rao, S/o Bhaskara Rao
Aged 45 years

124. Guthula Venkatrao, S/o Katlaiah
Aged 45 years

125. Nandyala Venkata Reddy, S/o Seetharamaiah
Aged 45 years

126. Darapureddy Chinna Venka Satyanarayana
S/o Krishna Murthy, aged 45 years

127. Kaki Mavullu, S/o Srirama Murthy
Aged 35 years

128. Gadi arasimh Rao, S/o Ramu,
Aged 33 years

129. Cherukuvadi Siva Kumar, S/o Annvaram,
Aged 20 years

130. Cherukuvada Malleswari, W/o Annavaram
Aged 42 years

131. Kampatla Venkata Krishna, S/o Sriramulu
Aged about 40 years

132. Kampatla Dhana Raju, S/o Sriramulu,
Aged about 50 years

133. Pragada Veera Kanaka Vara Prasad,
S/o Veerabhadra Rao, aged 32 years

134. Kandeti Styanarayana, S/o Suranna
Aged 50 years

135. Idumudi Raghavulu, S/o Venkanna,
Aged about 50 years

136. Pasupuleti Srirama Murthy, S/o Anjaneyulu,
Aged about 65 years

137. Nidadavolu Veerraju, S/o Rathaiah,
Aged 75 years

138. Chegondi Ramprasad, S/o Veera RAghavulu,
Aged 25 years

139. Vannemreddy Laxminarayana, S/o Narsimha Murthy
Aged 40 years

140. Routhala Gantalamma, W/o Venkateswara Rao,
Aged 40 years

141. Chakinala Narsanna, S/o Raja Rao,
Aged 40 years

142. Chekinala Venkateswara Rao, S/o Raja Rao
Aged about 45 years

143. Kondeti Rambabu, S/o Bullebbaih
Aged 30 years

144. Kondeti Naga Raju, S/o Sitaramaiah
Aged 45 years

145. Kumkatla Ramanjaneyulu, S/o Subba Rao
Aged 50 years

146. Kasani Srinivasu, S/o Surrao
Aged 45 years

147. Kasani Ganapathi, S/o Surrao,
Aged 48 years

148. Adabala Kondaiah, S/o Sathyanrayana
Aged 50 years

149. Perabathula Krishna Murthy, S/o Venkateswara Rao
Aged 50 years

150. Maddala Madhava Rao, S/o Nageswara Rao
Aged 43 years

151. Maddala Venkatasubba Rao S/o Nageswara Rao
Aged 42 years

152. Saladi Ramaiah, S/o Nageswara Rao
Aged 55 years

153. Durga SAthayanrayana Murthy, S/o Srinivasu
Aged 21 years

154. Kandula Venkata Rao, S/o Ramadasu,
Aged 74 years

155. Talari Viswanadham, S/o Peddaburrao
Aged 50 years

156. Pasupuleti Satti Raju, S/o Dharma Rao
Aged 65 years

157. Annem Govindu, S/o Surrao,
Aged 50 years

158. Merla Nagamani, W/o Appa Rao
Aged 65 years

159. Sinnedi Venkateswara Rao, S/o Subba Rao
Aged 40 years

160. Darisala Prabhakar Rao, S/o Pettiah
Aged 48 years

161. Tangella Venkateswara Rao, S/o Nageswara Rao
Aged 48 years

162. Guna Venkata Nageswara Rao, S/o Kotaiah
Aged 45 years

163. Pasupuleti Padma Jaya Raju, S/o Nageswara Rao
Aged 48 years

164. Buddala Gandhi, S/o Nageswara Rao
Aged about 53 years

165. Kola Durga Rao, S/o Sathyanarayana
Aged about 64 years,

166. Paiboina Ramesh Babu, S/o Appa Rao
Aged about 50 years

167. Kakarla Chander Rao, S/o Kistamma
Aged about 56 years

168. Kakarla Suryanarayana, S/o Kistamma
Aged about 65 years

169. Puli Satyanarayana, S/o Pulla Rao
Aged 47 years

170. LIngampalli Veera Raghavulu, S/o Rama Rao
Aged about 48 years

171. Lingampalli Satyavathi, W/o Veeraraghavulu
Aged 45 years

172. Pasupuleti Nageswara Rao, S/o Chinna Venkanna
Aged about 59 years

173. Pasupuleti Venkateswara Rao, S/o Nageswara Rao
Aged about 33 years,

174. K. Peddi Raju, S/o Satyanarayana
Aged 55 years

175. Kusumpudi Srinivasa Rao, S/o Satyanarayana,
Aged about 50 years

176. G. Suri Babu, S/o Rama Swamy
Aged 61 years

177. Puli Kota Satyanarayana, S/o Tata Rao
Aged 49 years

178. Yedlapalli Venkata Narsayya, S/o Satyanarayana,
Aged 35 years

179. Dangeti Laxminarayana, S/o Seethanna
Aged about 49 years

180. Talari Venkateswara Rao, S/o Suryanarayana
Aged 56 years

181. Guna Tata Rao, S/o Narasanna,
Aged about 70 years

182. Adalaba Rama Suresh, S/o Krishna
Aged about 38 years

183. Adala Naveen Sai Kumar, S/o Ramasuresh,
Aged about 18 years

184. Kakulapati Srinivas, S/o Nageswara Rao
Aged 43 years

185. Kakarla Narayana Rao, S/o Vekateswara Rao
Aged 35 years

186. Ganta Tataiah, S/o Venkanna,
Aged 67 years

187. Piboina Vijayulu, S/o Polayya,
Aged 65 years,

188. Chilakamarthi Naga Raju, S/o Ramakoti
Aged about 25 years

189. Kunkatla Srinivasa Rao, S/o Subba Rao
Aged 40 years

190. Yerubadi Surya Prabhakar Rao, S/o Krishna Murthy
Aged 43 years

191. Yerramchetti Nageswara Rao, S/o Subba Rao
Aged 40 years

192. Dasam Buraiah, S/o Kondaiah,
Aged about 42 years

193. Tirupathi Venkateswara Rao S/o Narayana Murthy
Aged about 73 years

194. Tanneti Srinivasa Rao, S/o Satyanarayana,
Aged about 45 years

195. Yagati Simhachalam, S/o Ramulu,
Aged about 48 years

196. Talari Yugandhar, S/o Narasimha Murthy
Aged about 42 years

197. Kanduka Krishna Rao, S/o Ramadasu,
Aged about 65 years

198. Annem Venkateswara Rao, S/o Venkatramaiah
Aged about 67 years

199. Nandyala Krishna Murthy (Sathyanarayana)
S/o Ramamurthy, aged about 65 years,

200. Ragu Pullaiah, S/o Kanakaiah
Aged about 34 years

201. Pasupuleti Rama Rao, S/o Suranna,
Aged about 49 years

202. Chegondi Veera Raghavulu, S/o Venkat Reddy
Aged about 61 years

203. Chegondi Anjaneyulu, S/o Sathyam,
Aged about 45 years

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204. Kandula Nageswara Rao, S/o Venkata Rao
Aged about 45 years,

205. Kondeti Tayaru, W/o Srinivasa Rao
Aged about 35 years

206. Kamachetti Dharma Rao, S/o Subba Rao
Aged about 53 years

207. Kamachetti Subba Rao, S/o Dharma Rao
Aged about 28 years

208. Chegondi Laxminarayana, S/o Venkataratnam,
Aged about 58 years

209. Gopichetti Danaiah, S/o Gaapathi
Aged about 30 years

210. Gopichetti Chandra Rao, S/o Venkat Rao
Aged about 48 years

211. Madasu Dhana Satyanarayana, S/o Venkat Rao
Aged about 35 years

212. Bonala Sriranga Ramalingeswara Rao, S/o Satyanarayana
Aged about 58 years

213. Idumudi Krishna Murthy, S/o Venkanna
Aged about 70 years

214. Adikari Venkatrao, S/o Veerabhadra Rao
Aged about 35 years

215. Adikari Veerabhadra Rao, S/o Venkanna,
Aged about 60 years

216. Itakula Satyanarayana, S/o Veeranna,
Aged about 55 years

217. Konuri Kasi, S/o Venkata Subba Rao
Aged about 65 years

218. Konuri Laxman Rao, S/o Venkata Subba Rao
Aged about 35 years

219. Konuri Danaiah, S/o Kasi,
Aged 30 years

All are in occupation of Shops in Brahmananda
Reddy Market (Tod Market), Tadepalligudem,
West Godavari District ... Petitioners

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And

1. Union of India, Represented by its Secretary,
Department of Fisheries, New Delhi

2. State of Andhra Pradesh, Represented by its
Principal Secretary, Municipal Administration,
Secretariat Buildings, Saifabad, Hyderabad

3. The Principal Secretary, Fisheries Department,
Government of Andhra Pradesh, Secretariat Buildings,
Saifabad, Hyderabad

4. The Commissioner, Land Administration,
Government of Andhra Pradesh, Hyderabad

5. The Tadepalligudem Municipality, Represented by its
Commissioner, Tadepalligudem

6. The Tahsildar, Tadepalligudem,
West 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, order or direction more particularly one in the nature of writ of mandamus declaring the impugned action of the 2nd respondent officials in high handedly demolishing the respective constructions of the petitioners herein situate in an extent of Ac.3.20 cents in Old Survey No. 215, presently known as Brahmananda Reddy Market Area (Tod Market), Tadepalligudem is arbitrary, illegal, capricious, high handed and violate the fundamental rights guaranteed to the petitioners under Articles 14, 19 (1) (g), 21 and guarantee under Article 300-A of the constitution of India, principles of natural justice and fair play apart from being in violation of the observations made by this Honourable Court in various proceedings and also the observations made by the Commissioner of Appeal, Chief Commissioner of Land Administration, A.P., Hyderabad in his order dated 16-3-2006 and consequently direct the respondents not to interfere with the peaceful physical possession and continuous enjoyment of the petitioners in respect of their respective constructions situate in an extent of Ac.3.20 cents in Old Survey No. 215, presently known as Brahmananda Reddy Market Area (Tod Market), Tadepalligudem in any manner whatsoever,

I.A. NO: 1 OF 2013(WPMP. NO: 1258 OF 2013)

Petition under Section 151 CPC 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 not to interfere with the peaceful physical possession and continuous enjoyment of the petitioners in respect of their respective constructions situate in an extent of Ac.3.20 cents in Old Survey No. 215, presently known as Brahmananda Reddy Nifrket Area (Tod Market), Tadepalligudem in any manner whatsoever, including demolition and dispossession, pending disposal of the above writ petition

I.A. NO: 2 OF 2013(WVMP. NO: 3173 OF 2013)

Between:

1. Nadyala Sitaramaiah, S/o Reddemma,
Aged about 73 years

2. Polinata Chandra Rao, S/o Satyanarayana,
Aged about 45 years

3. Kasireddy Trimurthulu, S/o Venkata Rao
Aged about 46 years

4. Kakarla Satyanarayana S/o Rathalu
Aged about 54 years

5. Damisetti Srinu, S/o Krishna,
Aged about 50 years

6. Bandi Surya Charyulu, S/o Satyanarayana,
Aged about 43 years

7. M. Ganga Raju, S/o Rama Rao,
Aged about 38 years

8. Vanga Ganapathi, S/o Naganna,
Aged about 48 years

9. Kandeti Srinivasa Rao, S/o Narayana,
Aged about 50 years

10. Kalagari Satti Raju, S/o Subba Raju,
Aged about 85 years

11. Yadlapalli Govinda Rao, S/o Kanne Rao,
Aged about 35 years

12. Guna Srinivassu, S/o Tata Rao,
Aged 45 years

13. Talari Nataraj, S/o Chinna Babu
Aged 45 years

14. Ankisaravu Ramachandra Rao, S/o Balaiah,
Aged 55 years

15. Bandi Sriinivasa Rao, S/o Anjanna,
Aged 45 years

16. Kondeti Nani, S/o Arjuna Rao,
Aged about 40 years

17. Adabala Gopala Krishna, S/o Mariyya,
Aged 39 years

18. Nandyala Rama Murthi, S/o Satyam,
Aged 55 years

19. Bonala Satyanarayana, S/o Tatabbai
Aged about 65 years

20. Betu Venkatrao, S/o Ramakrishna,
Aged 65 years

21. Nandyala Subrahmanyam, S/o N. Rama Murthy
Aged 30 years

22. Gade Nageswara Rao, S/o Venkaiah,
Aged 50 years

23. Silaboina Srinu, S/o Markendeyulu,
Aged about 38 years

24. Ravuri Sattulu, S/o R. Marayya,
Aged 58 years

25. Badeti Narsimha Murthy, S/o Veerraju,
Aged 36 years

26. Annem Nageswara Rao, S/o Rama Rao
Aged 40 years

27. Peddireddy Arjuna Rao, S/o Polemma,
Aged 40 years

28. Rachakunda Venkata Swamy S/o Hanmantha Rao
Aged 50 years

29. Javvadi Raju, S/o Venkanna,
Aged 32 years

30. Tamisetti Srinivasa Raju, S/o Rama Rao
Aged 45 years

31. Chinna Bullabbai, S/o Subba Rao,
Aged 45 years

32. Nandyala Srinivasa Rao, S/o Sitaramaiah,
Aged 40 years

33. Appana Subrahmanyam, S/o Nageswara Rao
Aged 30 years

34. Merla Venkateswarlu, S/o Trimurthulu
Aged about 40 years

35. Kakarla Venkata Satyanarayana, S/o P. Narsimha,
Aged 36 years

36. Gopisetti Annavaram, S/o Chandraiah,
Aged 40 years

37. Chittala Narsimha Murthy, S/o Satyanarayana,
Aged 40 years

38. Parsi Ramakrishna, S/o Lovaraju,
Aged 28 years

39. Chittala Lakshmi Narayana, S/o Satyanarayana,
Aged 30 years

40. Ganta Veeraraghavulu, S/o Venkataratnam,
Aged 40 years

41. Pampaa Sivaji, S/o Surya Rao,
Aged 48 years

42. Chedula Ganapathi, S/o Subba Rao
Aged 40 years

43. Yedlapalli Veeranna, S/o Satyanarayana,
Aged 45 years

44. Darina Ayyappa, S/o Nageswara Rao,
Aged 24 years

45. Nmana Venkanna Babu, S/o Suryanarayana
Aged 31 years

46. Lakkimsetti Gopalam, S/o Atchaiah,
Aged 60 years

47. Akula Suranna, S/o Satyanarayana
Aged 40 years

48. Merla Satyanarayana, S/o Rajaiah,
Aged 50 years

49. Rayuri Satyanarayana, S/o Venkatrao,
Aged 45 years

50. Akula Mohan Rao, S/o Satyanarayana,
Aged about 52 years

51. Itukula Suryachandra Rao, S/o Satyanarayana,
Aged about 50 years,

52. Nidada Surya Babu, S/o Suryanarayana,
Aged about 30 years

53. Yerra Srinivasu, S/o Satyam,
Aged 42 years

54. Donela Venkateswara Rao, S/o Venkatrao,
Aged 31 years

55. Jasadi Seethamma, W/o Krishnamurthy
Aged 55 years

56. Pasupuleti Kasi, S/o Ayyanna,
Aged 55 years

57. Gummadi Naga Raju, S/o Sriramamurthy
Aged 46 years

58. Kovvidi Ganga Raju, S/o Venkatrao,
Aged 50 years

59. B. Nageswara Rao, S/o Krishna Murthy
Aged 48 years

60. Illuri Venkatrao, S/o Satyam,
Aged 54 years

61. Narina Nageswara Rao, S/o Satyanarayana
Aged 44 years

62. Bandi Nageswara Rao, S/o Suranna,
Aged 37 years

63. Nandyala Suryakantham, W/o Seetharamaiah,
Aged 42 years

64. Ankisarapu Satyanarayana, S/o Somulu,
Aged 42 years

65. Ankisarapu Somulu, S/o Balaramaiah,
Aged 85 years

66. Kunamsetti Tataji, S/o Satyanarayana,
Aged 35 years

67. Gajula Gopalakrishna, S/o Veerabhadra Rao,
Aged 42 years

68. Kakarla Surynarayana, S/o Krishnamm,
Aged 60 years

69. Kusumpudi Subrahmanyam, S/o Chitti Babu,
Aged 28 years

70. Pindi Peddi Raju, S/o Venkanna,
Aged 55 years

71. Pyarabathula Nageswara Rao, S/o Pullaiah,
Aged 50 years

72. N. Achi Reddy, S/o Papi Reddy,
Aged 39 years

73. N. Srinivasa Reddy, S/o Papi Reddy
Aged 41 years

74. Teerthala Subba Rao, S/o Brahmanna,
Aged 52 years

75. Panjadama Mohana Rao, S/o Narayana Appa Rao
Aged 70 years

76. Duna Venkata Rao, S/o Narsanna,
Aged 56 years

77. Chityala Surya Rao, S/o Ramanna,
Aged 63 years

78. Yadlapalli Raju, S/o Peddaiah,
Aged 45 years

79. Kakarla Venkateswara Rao, S/o Krishna Rao,
Aged 41 years

80. Pata Uppalaiah, S/o Musalaiah,
Aged 53 years

81. Thotagiri S/o Thota Narasimha Rao
Aged 35 years

82. Chennam Subrahmanyam, S/o Sesa Rao,
Aged 40 years

83. Bandaru Subba Rao, S/o Veeranna,
Aged 36 years

84. Ganga Srinivas S/o Venkatrao,
Aged 36 years

85. Polisetti Yesu, S/o Satyanarayana,
Aged 56 years

86. Lingampalli Konda Rao, S/o Gopalam,
Aged 65 years

87. DAmisetti Gopala Krishna, S/o Rama Rao
Aged 50 years

88. Yedlapalli Mavullu, S/o Pallaiah,
Aged 63 years

89. Kanuri Venktramaiah, S/o Bhaskara Rao,
Aged 40 years

90. Koppisetti Naga Suryanaprakash Rao,
S/o Nageswara Rao, aged 36 years

91. Kakarla Venkata Ganapathi, S/o Satyanarayana,
Aged 31 years

92. Yadati Anjeneyulu, S/o Aravalu,
Aged 40 years

93. Tirupathi Venkatrao, S/o Narayanamurthy
Aged 80 years

94. Badaraja Rajeswara Rao, S/o Gopalam,
Aged 60 years

95. Akula Srinivas, S/o Venkatrao,
Aged 32 years

96. Pasupuleti Satyanarayana, S/o Gangadhara Rao,
Aged 56 years

97. Kondeti Sesha Rao, S/o Narayana Murthy
Aged 65 years

98. Gunumolu Ramana, S/o Venkatrao,
Aged 36 years

99. Yadlapalli Pothuraju, S/o Vishnu Murthy
Aged 52 years

100. Matireddy Venkateswara Rao, S/o Gani Raju,
Aged 45 years,

101. Nandyala Varalakshmi, W/o Satyamurthy
Aged 50 years,

102. Thatikayala Ammi Setti, S/o Tataiah,
Aged about 70 years

103. Betu Surya Rao, S/o Venkatrao
Aged 60 years

104. Paiboina Ajay Kumar, S/o Ramesh Babu
Aged 18 years

105. Pragada Appa Rao, S/o Bhadraiah,
Aged 60 years

106. Chittala Venkanna Babu, S/o Anjaneyulu
Aged 45 years

107. P Bala Subrahmanyam, S/o Suryanaryana
Aged 25 years

108. Chittala Rambabu, S/o Anjaneyulu,
Aged 50 years

109. Adapa Ramachandr Rao, S/o Venkatrao,
Aged about 60 years

110. Adala Venkateswara Rao, S/o Venkatrao,
Aged 65 years

111. Toleti Surya Chandra Rao, S/o China Muthyam
Aged 45 years

112. Tumu Ramakrishna, S/o Satyanarayana,
Aged about 34 years

113. Tumu Satyanarayana, S/o Narayana
Aged 58 years

114. Pasupuleti Satyanarayana, S/o Ayyanna
Aged about 60 years

115. Nidadavolu Srinivas, S/o Suryanarayana
Aged 28 years

116. Puri Arjuna Rao, S/o Tata Rao
Aged 40 years

117. Mangina Srinu, S/o Narasimha Murthy
Aged about 40 years

118. Vanga Sankara Srinivasa Rao, S/o Ramana
Aged 30 years

119. P Penta Rao, S/o Tata Rao,
Aged 38 years

120. Kola Durga Rao, S/o Sathyanarayana
Aged 60 years

121. Kandula Rama Rao, S/o Gollaiah Ane Veeranna
Aged 70 years

122. Pasupuleti Venkateswara Rao, S/o V.V.Sathyanarayana
Aged 40 years

123. Balam Venkateswara Rao, S/o Bhaskara Rao
Aged 45 years

124. Guthula Venkatrao, S/o Katlaiah
Aged 45 years

125. Nandyala Venkata Reddy, S/o Seetharamaiah
Aged 45 years

126. Darapureddy Chinna Venka Satyanarayana
S/o Krishna Murthy, aged 45 years

127. Kaki Mavullu, S/o Srirama Murthy
Aged 35 years

128. Gadi arasimh Rao, S/o Ramu,
Aged 33 years

129. Cherukuvadi Siva Kumar, S/o Annvaram,
Aged 20 years

130. Cherukuvada Malleswari, W/o Annavaram
Aged 42 years

131. Kampatla Venkata Krishna, S/o Sriramulu
Aged about 40 years

132. Kampatla Dhana Raju, S/o Sriramulu,
Aged about 50 years

133. Pragada Veera Kanaka Vara Prasad,
S/o Veerabhadra Rao, aged 32 years

134. Kandeti Styanarayana, S/o Suranna
Aged 50 years

135. Idumudi Raghavulu, S/o Venkanna,
Aged about 50 years

136. Pasupuleti Srirama Murthy, S/o Anjaneyulu,
Aged about 65 years

137. Nidadavolu Veerraju, S/o Rathaiah,
Aged 75 years

138. Chegondi Ramprasad, S/o Veera RAghavulu,
Aged 25 years

139. Vannemreddy Laxminarayana, S/o Narsimha Murthy
Aged 40 years

140. Routhala Gantalamma, W/o Venkateswara Rao,
Aged 40 years

141. Chakinala Narsanna, S/o Raja Rao,
Aged 40 years

142. Chekinala Venkateswara Rao, S/o Raja Rao
Aged about 45 years

143. Kondeti Rambabu, S/o Bullebbaih
Aged 30 years

144. Kondeti Naga Raju, S/o Sitaramaiah
Aged 45 years

145. Kumkatla Ramanjaneyulu, S/o Subba Rao
Aged 50 years

146. Kasani Srinivasu, S/o Surrao
Aged 45 years

147. Kasani Ganapathi, S/o Surrao,
Aged 48 years

148. Adabala Kondaiah, S/o Sathyanrayana
Aged 50 years

149. Perabathula Krishna Murthy, S/o Venkateswara Rao
Aged 50 years

150. Maddala Madhava Rao, S/o Nageswara Rao
Aged 43 years

151. Maddala Venkatasubba Rao S/o Nageswara Rao
Aged 42 years

152. Saladi Ramaiah, S/o Nageswara Rao
Aged 55 years

153. Durga SAthayanrayana Murthy, S/o Srinivasu
Aged 21 years

154. Kandula Venkata Rao, S/o Ramadasu,
Aged 74 years

155. Talari Viswanadham, S/o Peddaburrao
Aged 50 years

156. Pasupuleti Satti Raju, S/o Dharma Rao
Aged 65 years

157. Annem Govindu, S/o Surrao,
Aged 50 years

158. Merla Nagamani, W/o Appa Rao
Aged 65 years

159. Sinnedi Venkateswara Rao, S/o Subba Rao
Aged 40 years

160. Darisala Prabhakar Rao, S/o Pettiah
Aged 48 years

161. Tangella Venkateswara Rao, S/o Nageswara Rao
Aged 48 years

162. Guna Venkata Nageswara Rao, S/o Kotaiah
Aged 45 years

163. Pasupuleti Padma Jaya Raju, S/o Nageswara Rao
Aged 48 years

164. Buddala Gandhi, S/o Nageswara Rao
Aged about 53 years

165. Kola Durga Rao, S/o Sathyanarayana
Aged about 64 years,

166. Paiboina Ramesh Babu, S/o Appa Rao
Aged about 50 years

167. Kakarla Chander Rao, S/o Kistamma
Aged about 56 years

168. Kakarla Suryanarayana, S/o Kistamma
Aged about 65 years

169. Puli Satyanarayana, S/o Pulla Rao
Aged 47 years

170. LIngampalli Veera Raghavulu, S/o Rama Rao
Aged about 48 years

171. Lingampalli Satyavathi, W/o Veeraraghavulu
Aged 45 years

172. Pasupuleti Nageswara Rao, S/o Chinna Venkanna
Aged about 59 years

173. Pasupuleti Venkateswara Rao, S/o Nageswara Rao
Aged about 33 years,

174. K. Peddi Raju, S/o Satyanarayana
Aged 55 years

175. Kusumpudi Srinivasa Rao, S/o Satyanarayana,
Aged about 50 years

176. G. Suri Babu, S/o Rama Swamy
Aged 61 years

177. Puli Kota Satyanarayana, S/o Tata Rao
Aged 49 years

178. Yedlapalli Venkata Narsayya, S/o Satyanarayana,
Aged 35 years

179. Dangeti Laxminarayana, S/o Seethanna
Aged about 49 years

180. Talari Venkateswara Rao, S/o Suryanarayana
Aged 56 years

181. Guna Tata Rao, S/o Narasanna,
Aged about 70 years

182. Adalaba Rama Suresh, S/o Krishna
Aged about 38 years

183. Adala Naveen Sai Kumar, S/o Ramasuresh,
Aged about 18 years

184. Kakulapati Srinivas, S/o Nageswara Rao
Aged 43 years

185. Kakarla Narayana Rao, S/o Vekateswara Rao
Aged 35 years

186. Ganta Tataiah, S/o Venkanna,
Aged 67 years

187. Piboina Vijayulu, S/o Polayya,
Aged 65 years,

188. Chilakamarthi Naga Raju, S/o Ramakoti
Aged about 25 years

189. Kunkatla Srinivasa Rao, S/o Subba Rao
Aged 40 years

190. Yerubadi Surya Prabhakar Rao, S/o Krishna Murthy
Aged 43 years

191. Yerramchetti Nageswara Rao, S/o Subba Rao
Aged 40 years

192. Dasam Buraiah, S/o Kondaiah,
Aged about 42 years

193. Tirupathi Venkateswara Rao S/o Narayana Murthy
Aged about 73 years

194. Tanneti Srinivasa Rao, S/o Satyanarayana,
Aged about 45 years

195. Yagati Simhachalam, S/o Ramulu,
Aged about 48 years

196. Talari Yugandhar, S/o Narasimha Murthy
Aged about 42 years

197. Kanduka Krishna Rao, S/o Ramadasu,
Aged about 65 years

198. Annem Venkateswara Rao, S/o Venkatramaiah
Aged about 67 years

199. Nandyala Krishna Murthy (Sathyanarayana)
S/o Ramamurthy, aged about 65 years,

200. Ragu Pullaiah, S/o Kanakaiah
Aged about 34 years

201. Pasupuleti Rama Rao, S/o Suranna,
Aged about 49 years

202. Chegondi Veera Raghavulu, S/o Venkat Reddy
Aged about 61 years

203. Chegondi Anjaneyulu, S/o Sathyam,
Aged about 45 years

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204. Kandula Nageswara Rao, S/o Venkata Rao
Aged about 45 years,

205. Kondeti Tayaru, W/o Srinivasa Rao
Aged about 35 years

206. Kamachetti Dharma Rao, S/o Subba Rao
Aged about 53 years

207. Kamachetti Subba Rao, S/o Dharma Rao
Aged about 28 years

208. Chegondi Laxminarayana, S/o Venkataratnam,
Aged about 58 years

209. Gopichetti Danaiah, S/o Gaapathi
Aged about 30 years

210. Gopichetti Chandra Rao, S/o Venkat Rao
Aged about 48 years

211. Madasu Dhana Satyanarayana, S/o Venkat Rao
Aged about 35 years

212. Bonala Sriranga Ramalingeswara Rao, S/o Satyanarayana
Aged about 58 years

213. Idumudi Krishna Murthy, S/o Venkanna
Aged about 70 years

214. Adikari Venkatrao, S/o Veerabhadra Rao
Aged about 35 years

215. Adikari Veerabhadra Rao, S/o Venkanna,
Aged about 60 years

216. Itakula Satyanarayana, S/o Veeranna,
Aged about 55 years

217. Konuri Kasi, S/o Venkata Subba Rao
Aged about 65 years

218. Konuri Laxman Rao, S/o Venkata Subba Rao
Aged about 35 years

219. Konuri Danaiah, S/o Kasi,
Aged 30 years

All are in occupation of Shops in Brahmananda
Reddy Market (Tod Market), Tadepalligudem,
West Godavari District ... Petitioners

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And

1. Union of India, Represented by its Secretary,
Department of Fisheries, New Delhi

2. State of Andhra Pradesh, Represented by its
Principal Secretary, Municipal Administration,
Secretariat Buildings, Saifabad, Hyderabad

3. The Principal Secretary, Fisheries Department,
Government of Andhra Pradesh, Secretariat Buildings,
Saifabad, Hyderabad

4. The Commissioner, Land Administration,
Government of Andhra Pradesh, Hyderabad

5. The Tadepalligudem Municipality, Represented by its
Commissioner, Tadepalligudem

6. The Tahsildar, Tadepalligudem,
West Godavari District

... Respondents

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to vacate the interim directions in WPMP No. 1258 of 2013 in WP No. 1039 of 2013 dated 18-01-2013

I.A. NO: 1 OF 2014(WVMP. NO: 97 OF 2014)

Between:

The Tadepalligudem Municipality, Represented by its Commissioner, Tadepalligudem. Petitioner/Respondent No.5/-do-

And

01. Nadyala Sitaramaiah, S/o Reddemma, Aged 73years

02. Polinata Chandra Rao, S/o Satyanarayana, Aged 45 years

03. Kasireddy Trimurthulu S/o Venkata Rao, Aged 46 years

04. Kakarla Satyanarayana S/o Rathalu, Aged 54 years

05. Damisetti Srinu S/o Krishna, Aged 50 years

06. Bandi Surya Charylu S/o Satyanarayana. Aged 43 years

07. M.Ganga Raju S/o Rama Rao, Aged 38 years

08. /vanga Ganapathi S/o Naganna , Aged 48 years

09. Kandeti Srinivasa Rao S/o Narayana , Aged 50 years

10. Kalagiri Satti Raju S/o Subba Raju, Aged 85 years

11. Yadlapalli Satti Raju, S/o. Kanne Rao, aged about 35 years.

12. Guna Srinivassu, S/o. Tata Tao, aged 45 years.

13. Talari Natraj, S/o Chinna Babu, aged 45 years.

14. Ankisaravu Ramachandra Rao Aged 55 years.

15. Bandi Srinivasa Rao, S/o Anjanna, Aged 45 years.

16. Kondeti Nani, S/o. Arjuna Rao, Aged about 40 years.

17. Adabala Gopala Krishna, S/o. Mariyya, Aged 39 years.

18. Nadyala Rama Murthi, S/o. Satyam, Aged 55 years.

19. Bonala Satyanarayana, S/o. Tatabbai, Aged about 65 years

20. Betu Venkatrao, S/o. Ramakrishna, Aged 65 years.

21. Nandyala Subrahmanyam, S/o. N.Rama Murthy, Aged 30 years.

22. Gade Nageswara Rao, S/o. Venkaiah, Aged 50 years.

23. Silaboina Srinu, S/o. Markendeyulu, Aged about 38 years.

24. Ravuri Sattulu, S/o. R.Marayya, Aged 58 years.

25. Badeti Narsimha Murthy, S/o. Veeraju, Aged 36 years.

26. Annem Nageswara Rao, S/o. Rama Rao, Aged 40 years.

27. Peddireddy Arjuna Rao, S/o. Polemma, Aged 40 years.

28. Rachakunda Venkata Swamy, S/o. Hanmantha Rao, Aged 50 years.

29. Javvadi Raju, S/o Venkanna, Aged 32 years.

30. Tamisetti Srinivasa Raju, S/o Rama Rao, Aged 45 years.

31. Chinna Bullabbai, S/o Subba Rao, Aged 45 years.

32. Nandyala Srinivasa Rao, S/o Sitaramaiah, Aged 40 years.

33. Appana Subrahmanyam, S/o Nageswara Rao, Aged 30 years.

34. Merla Venkateswarlu, S/o Tirmurthulu, Aged about 40 years.

35. Kakarla Venkata Satyanarayana, S/o P.Narsimha, Aged 36 years.

36. Gopisetti Annavaram, S/o Chandraiah, Aged 40 years.

37. Chittala Narsimha Murthy, S/o Satyanarayana, Aged 40 years.

38. Parsi Ramakrishna, S/o Lovaraju, Aged 28 years.

39. Chittala Lakshmi Narayana, S/o Satyanarayana, Aged 30 years.

40. Ganta Veeraraghavulu, S/o Venkataratnam, Aged 40 years.

41. Pampaa Sivaji, S/o Surya Rao, Aged 48 years.

42. Chedula Ganapathi, S/o Subba Rao, Aged 40 years.

43. Yedlapalli Veeranna, S/o Satyanarayana, Aged 45 years.

44. Darina Ayyappa, S/o Nageswara Rao, Aged 24 years.

45. Mnana Venkanna Babu, S/o Satyanarayana, Aged 31 years.

46. Lakkimsetti Gopalam, S/o Atchaiah, Aged 60 years.

47. Akula Suranna, S/o Satyanarayan, Aged 40 years.

48. Merla Satyanarayana, S/o. Rajaiah, Aged 50 years.

49. Rayuri Satyanarayana, S/o Venkatarao, Aged 45 years.

50. Akula Mohan Rao, S/o Satyanarayana, Aged about 52 years.

51. Itukula Suryachandra Rao, S/o Satyanarayana, Aged about 30 years.

52. Nidada Surya Babu, S/o. Suryanarayana, Aged about 30 years.

53. Yerra Srinivasa, S/o Satyam, Aged 42 years.

54. Donela Venkateswara Rao, S/o Venkatrao, Aged 31 years.

55. Jasadi Seethamma, W/o Krishnamurthy, Aged 55 years.

56. Pasupuleti Kasi, S/o Ayyanna, Aged 55 years.

57. Gummadi Naga Raju, S/o Sriramamurthy, Aged 46 years.

58. Kovvidi Ganga Raju, S/o Venkatrao, Aged 48 years.

59. B.Nageswara Rao, S/o Krishna Murthy, Aged 48 years.

60. Illuri Venkatrao, S/o Satyam, Aged 54 years.

61. Narina Nageswara Rao, S/o Satyanarayana, Aged 44 years.

62. Bandi Nageswara Rao, S/o Suranna, Aged 37 years.

63. Nandyala Suryakantham, W/o Seetharamaiah, Aged 42 years.

64. Ankisarapu Satyanarayana, S/o Balaramaiah, Aged 42 years.

65. Ankisarapu Somulu, S/o Balaramaiah, Aged 85 years.

66. Kunamsetti Tataji, S/o Satyanarayana, Aged 35 years.

67. Gajula Gopalakrishna, S/o Veerabhadra Rao, Aged 42 years.

68. Kakarla Suryanarayana, S/o Krishnamm, Aged 60 years.

69. Kusumpudi Subrahmanyam, S/o Chitti Babu, Aged 28 years.

70. Pindi Peddi Raju, S/o Venkanna, Aged 55 years.

71. Pyarabathula Nageswara Rao, S/o Pullaiah, Aged 50 years.

72. Nachi Reddy, S/o Papi Reddy, Aged 39 years.

73. N.Srinivasa Reddy, S/o Papi Reddy, Aged 41 years.

74. Teerthala Subba Rao, S/o Brahmanna, Aged 52 years.

75. Panjadama Mohana Rao, S/o Narayana Appa Rao, Aged 70 years.

76. Duna Venkata Rao, S/o Narsanna, Aged 56 years.

77. Chityala Surya Rao, S/o Ramanna, Aged 63 years.

78. Yadlapalli Rajum S/o Peddaiah, Aged 45 years.

79. Kakarla Venkateswara Rao, S/o Krishna Rao, Aged 41 years.

80. Pata Uppalaih, S/o Mussiaiah, Aged 53 years.

81. Thotagiri S/o Thota Narasimha Rao, Aged 35 years.

82. Chennam Subrahmanyam, S/o Sesa Rao, Aged 40 years.

83. Bandaru Subba Rao, S/o Veeranna, Aged 36 years.

84. Ganga Srinivasa S/o Venkatrao, Aged 36 years.

85. Polisetti Yesu, S/o Satyanarayana, Aged 56 years.

86. Lingampalli Konda Rao, S/o Gopalam, Aged 65 years.

87. Damisetti Gopala Krishna, S/o Rama Rao, Aged 50 years.

88. Yedlapalli Mavullu, S/o Pallaiah, Aged 63 years.

89. Kanuri Venktramaiah, S/o Bhaskara Rao, Aged 40 years.

90. Koppisetti Naga Suryanaprakash Rao,S/o Nageswara Rao, aged 36 years.

91. Kakarla Venkata Ganapathi, S/o Satyanarayana, Aged 31 years.

92. Yadati Anjeneyulu, S/o Aravalu, Aged 40 years.

93. Tirupathi Venkatarao, S/o Narayanamurthy, Aged 80 years.

94. Badaraja Rajeswara Rao, S/ Gopalam, Aged 60 years.

95. Akula Srinivasa, S/o Venkatrao, Aged 32 years.

96. Pasupuleti Satyanarayana, S/o Gangadhara Rao, Aged 56 years.

97. Kondeti Sesha Rao, S/o Narayana Murthy, Aged 65 years.

98. Gunumolu Ramana, S/o Venkatrao, Aged 36 years.

99. Yadlapalli Pothuraju, S/o Vishnu Murthy, Aged 52 years.

100. Matireddy Venkateswara Rao, S/o Gani Raju, Aged 45 years.

101. Nandyala Varalakshmi, W/o Satyamurthy, Aged 50 years.

102. Thatikayala Ammi Setti, S/o Tataiah, Aged about 70 years.

103. Betu Surya Rao, S/o Venkatrao, Aged 60 years.

104. Paiboina Ajay Kumar, S/o Ramesh Babu, Aged 18 years.

105. Pragada Appa Rao, S/o Bhadraiah, Aged 60 years.

106. Chittala Venkanna Babu, S/o Anjaneyulu, Aged 45 years.

107. P.Bala Subrahmanyam, S/o Suryanarayana Aged 25 years.

108. Chittala Rambabu, S/o Anjaneyulu, Aged 50 years.

109. Adapa Ramachandra Rao, S/o Venkatrao, Aged about 60 years.

110. Adala Venkateswara Rao, S/o Venkatrao, Aged 65 years.

111. Toleti Surya Chandra Rao, S/o China Muthyam,Aged 45 years.

112. Tumu Ramakrishna, S/o Satyanarayana, Aged about 34 years.

113. Tumu Satyanarayana, S/o Narayana, Aged 58 years.

114. Pasupuleti Satyanarayana, S/o Ayyanna, Aged about 60 years.

115. Nidadavolu Srinivasa, S/o Suryanarayana, Aged 28 years.

116. Puri Arjuna Rao, S/o Tata Rao, Aged 40 years.

117. Mangina Srinu, S/o Narasimha Murthy, Aged about 40 years.

118. Vanga Sankara Srinivasa Rao, S/o Ramana, Aged 30 years.

119. P.Penta Rao, S/o Tata Rao, Aged 38 years.

120. Kola Durga Rao, S/o Sathyanarayana, Aged 60 years.

121. Kandula Rama Rao, S/o Gollaiah Ane Veeranna, Aged 70 years.

122. Pasupuleti Venkateswara Rao, S/o V.V.Sathyanarayana, Aged 40 years.

123. Balam Venkateswara Rao, S/o V.V.Sathyanarayana, Aged 45 years.

124. Guthula Venkatrao, S/o Katlaiah, Aged 45 years.

125. Nandyala Venkata Reddy, S/o Seetharamaiah, Aged 45 years.

126. Darapureddy Chinna Venka Satyanarayana,S/o Krishna Murthy, 45 years.

127. Kakai Mavullu, S/o Srirama Murthy, Aged 35 years.

128. Gadi Arasimh Rao, S/o Ramu, Aged 33 years.

129. Cherkuvadi Siva Kumar, S/o Annavaram, Aged 20 years.

130. Cherkuvada Malleswari, W/o Annavaram, Aged 42 years.

131. Kampatla Venkata Krishna, S/o Sriramulu, Aged about 40 years.

132. Kampatla Dhana Raju, S/o Sriramulu, Aged about 50 years.

133. Pragada Veera Kanaka Vara Prasad,S/o Veerabhadra Rao, aged 32 years.

134. Kandeti Satyanarayana, S?o Suranna, Aged 50 years.

135. Idumudi Raghavulu, S/o Venkanna, Aged about 50 years.

136. Pasupuleti Srirama Murthy, S/o Anjaneyulu, Aged about 65 years.

137. Nidadavolu Veeraju, S/o Rathaiah, Aged 75 years.

138. Chegondi Ramprasad, S/o Veera Raghavulu, Aged 25 years.

139. Vannemreddy Laxminarayana, S/o NArsimha Murthy, Aged 40 years.

140. Routhala Gantalamma, W/o Venkateswara Rao, Aged 40 years.

141. Chakinala Narsanna, S/o Raja Rao, Aged 40 years.

142. Chekinala Venkateswara Rao, S/o Raja Rao, Aged about 45 years.

143. Kondeti Rambabau, S/o Bullebbaih, Aged 30 years.

144. Kondeti Naga Raju, S/o Sitaramaiah, Aged 45 years.

145. Kumkatla Ramnanjaneyulu, S/o Subba Rao, Aged 50 years.

146. Kasani Srinivasu, S/o Surrao, Aged 45 years.

147. Kasani Ganapthi, S/o Surrao, Aged 48 years.

148. Adabala Kondaiah, S/o Sathyanarayana, Aged 50 years.

149. Perabathula Krishna Murthy, S/o Venkateswara Rao, Aged 50 years.

150. Maddala Madhava Rao, S/o Nageswara Rao, Aged 43 years.

151. Maddala Venkatasubba Rao, S/o Nageswara Rao, Aged 42 years.

152. Saladi Ramaiah, S/o Nageswara Rao, aged 55 years.

153. Durga Sathyanarayana Murthy, S/o Ramadasu, aged 21 years.

154. Kandula Venkata Rao, S/o Ramadasu, aged 74 years.

155. Talari Viswanadham, S/o Peddaburrao, aged 50 years.

156. Paupuleti Satti Raju, S/o Dharma Rao, aged 65 years.

157. Annem Govindu, S/o Surrarao, aged 50 yaers.

158. Merla Nagamani, W/o Appa Rao, aged 65 years.

159. Sinnedi Venkateswara Rao, S/o Subba Rao, aged 40 years.

160. Darisala Prabhakar Rao, S?o Pettiah, aged 48 years.

161. Tangella Venkateswara Rao, S/o Nageswara Rao, aged 48 years.

162. Guna Venkata Nageswara Rao, S/o Kotaiah, aged 45 years.

163. Paupuleti Padma Jaya Raju, S/o Nageswara Rao, aged 48 years.

164. Buddala Gandhi, S/o Nageswara Rao, aged about 53 years.

165. Kola Durga Rao, S/o Sathyanarayana, aged about 64 years.

166. Paiboina Ramesh Babu, S/o Appa Rao, aged about 50 yaers.

167. Kakarla Chander Rao, S/o Kistamma, aged about 56 years.

168. Kakarla Suryanarayana, S/o Kistamma, aged about 65 years.

169. Puli Satyanarayana, S/o Pulla Rao, aged 47 years.

170. Kingampalli Veera Raghavulu, S/o Rama Rao, aged about 48 years.

171. Lingampalli Satyavathi, S /o Veeraraghavulu, aged 45 years.

172. Paupuleti Nageswara Raom S/o Chinna Venkanna, aged about 59 years.

173. Paupuleti Venkateswara Rao, S/o Nageswara Rao, aged about 33 years.

174. K.Peddi Raju, S/o Satyanarayana, aged 55 years.

175. Kusumpudi Srinivasa Rao, S/o Satyanarayana, aged about 50 years.

176. G.Suri Babu, S/o Rama Swamy, aged 61 years.

177. Puli Kota Satyanarayana, S/o Tata Rao, aged 49 years.

178. Yedlapalli Venkata Narsayya, S/o Satyanarayana, aged 35 years.

179. Dangeti Laxminarayan, S/o Seethanna, aged 49 years.

180. Talari venkateswara Rao, S/o Suryanarayana, aged 56 years.

181. Guna Tata Rao, s/o Narasanna, aged about 70 years.

182. Adalaba Rama Suresh, S/o Krishna , aged about 38 years.

183. Adala Naveen Sai Kumar, S/o Ramasuresh, aged about 18 years.

184. Kakulapati Srinivasa, S/o Nageswara Rao, aged 43 years.

185. Kakarla Narayana Rao, S/o Venkateswara Rao, aged 35 years.

186. Ganta Tataiah, S/o Venkanna, aged 67 years.

187. Piboina Vijayulu, S/o Polayya, aged 65 years.

188. Chilakamarthi Naga Raju, S/o Ramakoti, aged about 25 years.

189. Kunkatla Srinivasa Rao, S/o Subba Rao, aged 40 years.

190. Yerubadi Surya Prabhakar Rao, S/o Krishna Murthy, aged 43 years.

191. Yerramchetti Nageswara Rao, S/o Subba Rao, aged 40 years.

192. Dasam Buraiah, S/o Kondaiah, aged about 42 years.

193. Tirupathi venkateswara Rao, S/o Narayana Murthy, aged about 73 years.

194. Tanneti Srinivasa Rao, S/o Satyanarayana, aged about 45 years.

195. Yagati Simhachalam, S/o Ramulu, aged about 48 years.

196. Talari Yugandhar, S/o Narasimha Murthy, aged about 42 years.

197. Kanduka Krishna Rao, S/o Ramadasu, aged about 65 years.

198. Annem Venkateswara Rao, S/o Venkatramaiah, aged about 67 years.

199. Nandyala Krishna Murthy (Sathyanarayana), S/o Ramamurthy, 65 years.

200. Ragu Pullaiah, S/o Kanakaiah, aged about 34 years.

201. Pauupuleti Rama Rao, S/o Suranna, aged about 49 years.

202. Chegondi Veera Raghavulu, S/o Venkat Reddy, aged about 61 years.

203. Chegondi Anjaneyulu, S/o Sathyam, aged about 45 years.

204. Kandula Nageswara rao, S/o Venkata Rao, aged about 45 years.

205. Kondeti Tayaru, W/o Srinivasa Rao, aged about 35 years.

206. Kamachetti Dharma Rao, S/o Subba Rao, aged about 53 years.

207. Kamachetti Subba Rao, S/o Dharma Rao, aged about 28 years.

208. Chegondi Laxminarayana , S/o Venkataratnam, aged about 58 years.

209. Gopichetti Danaiah, S/o Gaapathi, aged about 30 years.

210. Gopichetti Chandra Rao, S/o Venkat Rao,a ged about 48 years.

211. Madasu Dhana Satyanarayana, S/o Venkat Rao, aged about 35 years.

212. Bonala Sriranga Ramalingeswara Rao, S/o Satyanarayana, aged 58 years.

213. Idumudi Krishna Murthy, S/o Veerabhadra Rao, aged about 70 years.

214. Adikari Venkatrao, S/o Veerabhadra Rao, aged about 35 years.

215. Adikari Veerabhadra Rao, S/o Venkanna, aged about 60 years.

216. Itakula Satyanarayana, S/o Veeranna, aged about 55 years.

217. Konuri Kasi, S/o Venkata Subba Rao, aged about 65 years.

218. Konuri Laxma Rao, S/o Venkata Subba Rao, aged about 35 years.

219. Konuri Danaiah, S/o Kasi, aged 30 years.

All are in occupation of Shops in Brahmananda Reddy Market (Tod Market), Tadepalligudem, and West Godavari District Writ Petitioners.

220. Union of India, Represented by its Secretary, Department of Fisheries, New Delhi.
221. State of Andhra Pradesh, represented by its Principal Scretary, Municipal Administration, Secretariat buildings, Saifabad, Hyderabad.

222. The Principal Secretary, Fisheries Department, Government of Andhra Pradesh, Secretariat Buildings, Saifabad, Hyderabad.

223. The Commissioner, Land Administration, Government of Andhra Pradesh, Hyderabad

224. The Tahsildar, Tadepalligudem, West Godavari District.

Respondents

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to vacate the interim stay order passed in W.P.M.P. No. 1258 of 2013 in W.P. No. 1039 OF 2013 dt.18.01.2013

Counsel for the Petitioners: SRI Y SRINIVAS MURTHY REPRESENTED FOR SRI ASHOK KONDETI

Counsel for the Respondent No.6: GP FOR REVENUE

Counsel for the Respondent No.3: GP FOR FISHERIES

Counsel for the Respondent No.1: M/S. G RUKMINI (SC FOR CENTRAL GOVT)

Counsel for the Respondent No.2: GP FOR MUNCIPAL ADMN AND URBAN DEV

Counsel for the Respondent No.4: GP FOR LAND ACQUISITION

Counsel for the Respondent No.5: SRI MANOHAR REDDY (SC FOR MUNC CORPORATION)

The Court made the following: Order

IN THE HIGH COURT OF ANDHRA PRADESH : AMARAVATI

THE HON'BLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION No.1039 OF 2013

Between:

Nadyala Sitaramaiah, S/o Reddemma, Aged about 73 years and 218 others.

... Petitioners

And

Union of India, represented by its Secretary, Department of Fisheries, New Delhi and five others.

... Respondents

Counsel for the petitioners	:	Sri K.Ashok
Counsel for respondents	:	GP for Municipal Administration, GP for Revenue, Sri M.Manohar Reddy, Standing Counsel

ORDER

The above writ petition is filed to declare the action of respondent No.2 and its officials in demolishing the constructions made by the petitioners in an extent of Ac.3.20 cents in old Sy.No.215, presently known as Brahmananda Reddy Market Area (Tod Market), Tadepalligudem, without following due process, as illegal and arbitrary.

2. Heard Sri Srinivasa Murthy, learned counsel representing Sri K.Ashok, learned counsel for the petitioners; Sri M.Manohar Reddy, learned Standing Counsel appeared for respondent No.5 and learned Assistant Government Pleader for Revenue appeared for respondent No.6.

3. Learned counsel for the petitioners would submit that petitioners and their ancestors have been carrying business for 100 years. He also would submit that suit in O.S.No.38 of 1985 filed to declare the resolution passed by the Municipal Council as illegal, was dismissed. An appeal in A.S.No.1653 of 1992 was also dismissed *vide* judgment and decree dated 21.09.2011. He also would submit that all the petitioners have been carrying business therein. If petitioners are termed as encroachers, the authorities shall follow due process by issuing notices.

4. A counter affidavit was filed on behalf of respondent No.5. It was contended, *inter-alia,* that six months was granted for encroachers from 06.03.2007 for vacating the premises. In fact, in W.A.No.1423 of 2009, it was observed that after completing the construction of shops in Brahmananda Reddy Market, the shops will be allotted to the petitioners as per procedure. The Brahmananda

Reddy Market is in possession and control of respondent No.5. The petitioners having encroached the land been paying encroachment fee.

5. Memo was filed *vide* U.S.R.No.16907/2024 dated 19.02.2024 by the learned counsel for the petitioners. A perusal of memo would indicate that petitioners have been carrying business as on today.

6. It is a settled principle of law that even an encroacher is entitled to notice.

7. In Writ Petition (PIL) Nos.140 of 2022 and batch, Division Bench of this Court held as under:

> "(i) The Executive authority, i.e., Panchayat Secretary, of the respective Gram Panchayats in the State shall identify the Gram Panchayat lands, which are unauthorizedly occupied/encroached, and take steps for removal of such encroachments by issuing notice and providing opportunity of hearing to the unauthorized occupants/encroachers in terms of the procedure prescribed in Rules of 2011. This complete exercise shall be done within a period of six months from today.
>
> (ii) So far as the encroachments over the lands concerning the Municipalities/Forest Department / Revenue Department are concerned, even if no separate Rules have been framed prescribing the procedure to be followed in the matter of removal of encroachments over those lands, the officials of the concerned Department, i.e., the Departments of Municipal Administration, Forest and Revenue, shall also undertake and complete the exercise of identification of unauthorised occupations/encroachments over the lands belonging to their respective Departments, within a period of two months from today, and thereafter, take steps for removal of such encroachments by following the principles of natural justice, i.e., issuing notice and

providing opportunity of hearing to the unauthorized occupants/encroachers, within a further period of four months."

8. As per the order of the Division Bench, Principles of natural justice must be followed before initiating any action even against encroacher.

9. Given the above, without going into other aspects of the matter, the Writ Petition is disposed of directing the respondent authorities not to dispossess the petitioners without following due process of law. There shall be no order as to costs.

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

SD/- V.SAVITHRI GOWRI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Secretary, Union of India, Department of Fisheries, New Delhi.
2. The Principal Secretary, Municipal Administration, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravati, Guntur District.
3. The Principal Secretary, Department of Fisheries, Andhra Pradesh, Vijayawada, Bandar Road, Poranki – 521137..
4. The Chief Commissioner of Land Administration, D.No.189, 2nd Floor Himagna Towers, N.T.R. Maarg, LIC Colony, B-Block, Gollapudi, Vijayawada, Andhra Pradesh- 521225
5. Commissioner, Tadepalligudem Municipality, Tadepalligudem.
6. The Tahsildar, Tadepalligudem, West Godavari District.
7. One CC to Sri. Ashok Kondeti, Advocate [OPUC]
8. Two CCs to GP for Revenue, High Court Of Andhra Pradesh. [OUT]

9. Two CCs to GP for Fisheries, High Court Of Andhra Pradesh. [OUT]
10. One CC to Smt. G Rukmini SC for Central Govt, Advocate [OPUC]
11. Two CCs to GP for Muncipal Admn and Urban Dev, High Court of Andhra Pradesh. [OUT]
12. One CC to Sri. M. Manohar Reddy SC for MUNC and MUNC CORP, Advocate [OPUC]
13. Two CCs to GP for Land Administration, High Court of Andhra Pradesh [OUT]
14. **Three CD Copies.**

SS

HIGH COURT

DATED:20/03/2024

ORDER

WP.No.1039 of 2013



DISPOSAL OF THE WRIT PETITION

WITHOUT COSTS