

APHC010138832020

IN THE HIGH COURT OF ANDHRA PRADESH



AT AMARAVATI

(Special Original Jurisdiction)



TUESDAY, THE FIFTH DAY OF AUGUST

TWO THOUSAND AND TWENTY FIVE

PRESENT

HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 8354 OF 2020

Between:

1. Mudda Subba Reddy, Father Name S/o.gangi reddy Age 69 Address Ananthasamudhram Village, Pullampeta Mandal, YSR Kadapa District.
2. Mudda Lakshmi Narasamma, Father Name w/o.Mudda Subba Reddy Age 63 years, Address Ananthasamudhram Village, Pullampeta Mandal, YSR Kadapa District.

...Petitioners

AND

1. The State of Andhra Pradesh, Address Rep.by its Principal Secretary - Home, Secretariat, Velagapudi, Guntur District.
2. The Superintendent of Police, Address Kadapa, YSR Kadapa District
3. The District Collector, Address Kadapa, YSR Kadapa District.
4. The Station House Officer, Address Pullampea Police Station, Pullampeta, YSR Kadapa District.
5. The Revenue Divisional Officer, Address Rajampet, YSR Kadapa District.
6. The Tahsildar, Address Pullampeta Mandal, YSR Kadapa District.
7. Mudda Sivasankar Reddy, Address S/o.Mudda Subba Reddy, R/o.Ananthasamudram Village, Pullampeta Mandal, YSR Kadapa District.
8. Mudda Venkata Subba Reddy, Address S/o.Mudda Subba Reddy, R/o.Ananthasamudram Village, Pullampeta Mandal, YSR Kadapa District.

...Respondents

AND

1. Mudda Subba Reddy, Father Name S/o.gangi reddy Age 69 Address Ananthasamudhram Village, Pullampeta Mandal, YSR Kadapa District.
2. Mudda Lakshmi Narasamma, Father Name w/o.Mudda Subba Reddy Age 63 years, Address Ananthasamudhram Village, Pullampeta Mandal, YSR Kadapa District.

Respondents/Writ Petitioners

- 1.The State of Andhra Pradesh, Address Rep.by its Principal Secretary - Home, Secretariat, Velagapudi, Guntur District.
2. The Superintendent of Police, Address Kadapa, YSR Kadapa District
3. The District Collector, Address Kadapa, YSR Kadapa District.
4. The Station House Officer, Address Pullampea Police Station, Pullampeta, YSR Kadapa District.
5. The Revenue Divisional Officer, Address Rajampet, YSR Kadapa District.
6. The Tahsildar, Address Pullampeta Mandal, YSR Kadapa District.

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to vacate the interim order dated 06-05-2020 in IA 1/2020 in Wp. 8354/2020 and consequently dismiss the WP.

Counsel for the Petitioners: SRI P RAMABHOOPAL REDDY

Counsel for the Respondents No.1,2,4: GP FOR HOME

Counsel for the Respondents No.3,5,6: GP FOR REVENUE

Counsel for the Respondents No.7,8: ----

The Court made the following order:



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

[3396]

**TUESDAY, THE FIFTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 8354/2020

Between:

1. MUDDA SUBBA REDDY, FATHER NAME S/O. GANGI REDDY AGE 69 ADDRESS ANANTHASAMUDHRAM VILLAGE, PULLAMPETA MANDAL, YSR KADAPA DISTRICT.

2. MUDDA LAKSHMI NARASAMMA, FATHER NAME W/O. SUBBA REDDY AGE 63 ADDRESS ANANTHASAMUDHRAM VILLAGE, PULLAMPETA MANDAL, YSR KADAPA DISTRICT.

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, ADDRESS REP. BY ITS PRINCIPAL SECRETARY - HOME, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT.

2. THE SUPERINTENDENT OF POLICE, ADDRESS KADAPA, YSR KADAPA DISTRICT

3. THE DISTRICT COLLECTOR, ADDRESS KADAPA, YSR KADAPA DISTRICT.

4. THE STATION HOUSE OFFICER, ADDRESS PULLAMPEA POLICE STATION, PULLAMPETA, YSR KADAPA DISTRICT.

5. THE REVENUE DIVISIONAL OFFICER, ADDRESS RAJAMPET, YSR KADAPA DISTRICT.

6. THE TAHSILDAR, ADDRESS PULLAMPETA MANDAL, YSR KADAPA DISTRICT.

7. MUDDA SIVASANKAR REDDY, ADDRESS S/O. MUDDA SUBBA REDDY, R/O. ANANTHASAMUDRAM VILLAGE, PULLAMPETA MANDAL, YSR KADAPA DISTRICT.

8. MUDDA VENKATA SUBBA REDDY, ADDRESS S/O. MUDDA SUBBA REDDY, R/O. ANANTHASAMUDRAM VILLAGE, PULLAMPETA MANDAL, YSR KADAPA DISTRICT.

...RESPONDENT(S):

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 of Mandamus, or any other appropriate writ, order or direction, declaring the action of the Respondent Nos. 2 and 4 in not registering FIR pursuant to the Petitioners Complaints dated 21.4.2020 and 24.4.2020 against the Respondents 7 and 8, as illegal and arbitrary and further direct the Respondents 2 and 4 to register the FIR and conduct investigation

IA NO: 1 OF 2020

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 grant interim direction directing the Respondents 3, 5 & 6 herein to immediately take action against the Respondents 7 & 8 restraining them from interfering with the peaceful possession and enjoyment of the Petitioner over the agricultural land Ac.0-76 cents in Sy.No.219/2, Ac.0-84 cents in Sy.No.220, Ac.1-64 cents in Sy.No.221/1, Ac.0-46 cents in Sy.No.222 and Ac.2-27 cents in Sy.No.223, totally admeasuring Ac.5-97 cents and Ac.1-80 cents in Sy.Nos.215, Ac.1-06 cents in Sy.No.216 and Ac.2-10 cents in Sy.No.217/1, totally admeasuring Ac.4-96 cents, situated in Anantha Samudram Village, Pullampet Mandal, YSR Kadapa District, pending disposal of the above writ petition

IA NO: 2 OF 2020

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 grant interim direction directing the Respondents 2 and 4 to immediately register the FIR against the Respondents 7 and 8 on the complaints dated 21.04.2020 and 24.04.2020 submitted by the Petitioner and proceed with the investigation, pending disposal of the above writ petition, and pass

IA NO: 1 OF 2021

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 order dated 06-05-2020 in IA 1/2020 in Wp. 8354/2020 and consequently dismiss the WP

Counsel for the Petitioner(S):

1.P RAMABHOOPAL REDDY

Counsel for the Respondent(S):

1.GP FOR HOME (AP)

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

WRIT PETITION NO: 8354/2020

ORDER:

This Writ Petition is filed under Article 226 of Constitution of India with the following prayer for:

"...pleased to issue a Writ of Mandamus, or any other appropriate writ, order or direction, declaring the action of the Respondent Nos. 2 and 4 in not registering FIR pursuant to the Petitioners Complaints dated 21.4.2020 and 24.4.2020 against the Respondents 7 and 8, as illegal and arbitrary and further direct the Respondents 2 and 4 to register the FIR and conduct investigation..."

2. When the matter is taken up for hearing, Sri V.Farooq, learned Assistant Government Pleader for Home would submit that since the matter is of civil in nature, crime is not registered on the representation of the petitioners against the unofficial respondents.

3. Learned Counsel for the petitioners would submit that recording the same, the petition may be disposed of, giving liberty to the petitioners to pursue the matter before appropriate forum.

4. Recording the same, the Writ Petition is disposed of. However, the petitioners are at liberty to recourse their remedies according to law before the appropriate forum. No order as to costs.

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

//TRUE COPY//

Sd/- K KASIRAO ACHARI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Home Department, Secretariat, Velagapudi, Guntur District.

2. The Superintendent of Police, Address Kadapa, YSR Kadapa District
3. The District Collector, Address Kadapa, YSR Kadapa District.
4. The Station House Officer, Address Pullampea Police Station, Pullampeta, YSR Kadapa District.
5. The Revenue Divisional Officer, Address Rajampet, YSR Kadapa District.
6. The Tahsildar, Address Pullampeta Mandal, YSR Kadapa District.
7. Mudda Sivasankar Reddy, Address S/o. Mudda Subba Reddy, R/o. Ananthasamudram Village, Pullampeta Mandal, YSR Kadapa District.
8. Mudda Venkata Subba Reddy, Address S/o. Mudda Subba Reddy, R/o. Ananthasamudram Village, Pullampeta Mandal, YSR Kadapa District.
9. One CC to SRI. P. RAMABHOOPAL REDDY, Advocate [OPUC]
10. Two CCs to GP FOR HOME, High Court of Andhra Pradesh [OUT]
11. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh [OUT]
12. Two CD Copies

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HIGH COURT

DATED:05/08/2025

ORDER

WP NO. 8354 OF 2020



DISPOSING OF THE WP WITHOUT COSTS