

[3328]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL,

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 7816 OF 2026



Between:

1. P. Venkata Rao, S/o. Venkata Ratnam, aged about 64 years, R/o. Pindimara Road, Rajiv Nagar, Uda Colony, Ajith Singh Nagar, Vijayawada. (Shop No.1)
2. Ananta Lakshmi Pilli, W/o. Venkata Rao, aged about 57 years, R/o. Pindimara Road, Rajiv Nagar, Uda Colony, Ajith Singh Nagar, Vijayawada. (Shop No.2)
3. Katragadda Lavanya, D/o. K. Venkata Narayana, aged about 45 years, R/o. Saibaba Temple Street. Teachers Colony, Vijayawada Urban. (Shop No.3)
4. Varanasi Govinda Rao, S/o. Apparao, aged about 56 years, R/o. 4th Line, Kummaraveedhi, Kothapeta Vijayawada. (Shop No.4)
5. Yerranagu Brahma Reddy, S/o. Y.Musala Reddy, Aged about 60 years, R/o. Old Post Office Road, Beside BSK shop, Krishna Lanka, Vijayawada. (Shop No.5)
6. Bhavireddy Prabhu Kumar, S/o. B. Suri Babu, Aged about 40 years, R/o. J.P. Residency, Pagadalavari Street, Ramavarappadu, Vijayawada. (Shop No.6)
7. Puligujju Krishna Rao, S/o. Purnaiah, Aged about 75 years, R/o. Anjaneyavagu Street, Kothapeta, Vijayawada. (Shop No.7)
8. Puligujju Durgamba, W/o. Krishna Rao, Aged about 73 years, R/o. Anjaneyavagu Street, Kothapeta, Vijayawada. (Shop No.8)
9. Varanasi Ananth Manikanta, S/o. Govinda Rao, aged about 27 years, R/o. 4th Line, Kummari Veedhi, near KBN College, Kothapeta, Vijayawada. (Shop No.9)
10. Aluru Srinivasa Rao, S/o. Vishnu Vardhan, aged about 53 years, R/o. Sangam Road, Budameru Katta, Prasanth Colony, Gunadala, Vijayawada. (Shop No. 10)
11. Shaik Sabira, W/o. Shaik Babjani, Aged about 52 years, R/o. Nadar Veedhi, Pezzonipeta, Vijayawada. (Shop No.11)

12. Reddy Veera Venkata Suresh, S/o. Gurulingam, Aged about 52 years, R/o. Gulam Mohiddin Nagar, Chaitanya School Backside, Machavaram, VTC, Vijayawada. (Shop No. 12)
13. Darapu Durga Naga Reddy, s/o. Appala Reddy, aged about 36 years, R/o. Praja Sakthinagar, Payakapuram, VTC, Vijayawada. (Shop No. 13)
14. Potnuru Anand, S/o. Rama Rao, Aged about 37 years, R/o. Swamy Residency, Annapurna Devi Street, Gandhinagaram, Vijayawada. (Shop No. 14)
15. Shaik Dada Vali, S/o. Shaik, Meera Saheb, Aged about 50 years, R/o. Madhavasetty Seetaiah Street, Ranigarithota, Krishnalanka, Vijayawada. (Shop No.15)
16. Mahammad Abdulla Saheb, S/o. Hussain, Aged about 56 years, R/o. D.No. 9-251/2, Tadepalli, Guntur District. (Shop No. 16)
17. Patan Shainaz, D/o. Patan Dil Nawaz Khan, aged about 36 years, R/o. David Street, Rajiv Gandhi Statue, Poornanadhampeta, Vijayawada. (Shop No. 17)
18. Vunna Jayalakshmi, W/o. Vasudeva Rao, Aged about 58 years, R/o. Kummariveedhi, Kothapeta, Vijayawada. (Shop No. 18)
19. Pathan Shamimuhn, W/o. Pathan Gul Navaz, Aged about 51 years, r/o. Vangara Sundararao Street, Pezzonipeta, Vijayawada. (Shop No. 19)
20. Thunuguntia Venkata Srinivasarao, S/o. Lima Maheswararao, Aged about 26 years, R/o. FF-1, Mahava Mandhir Road, Aditi Enclave, Bhavanipuram, Vijayawada. (Shop No.20)
21. Thunuguntia Uma Maheswararao, S/o. Upendra Rao, Aged about 49 years, R/o. FF-1, Mahava Mandhir Road, Aditi Enclave, Bhavanipuram, Vijayawada. (Shop No.21)
22. B.Rajasekhara Rao, S/o. Govindarao, Aged about 38 years, R/o.N.Lakshmanarao Street, Krishnalanka, Vijayawada. (Shop No.22)
23. Potnuru Savithri, W/o. Venkata Ramana, aged about 59 years, R/o. Banka Kamaraju Street, Kothapeta, Vijayawada. (Shop No.23)
24. Shaik Nymatunisa, W/o.shaik Ilahi, Aged about 52 years, R/o. 3rd Line, Thotavari Street, Nandamurinagar, Vijayawada. (Shop No.24)
25. Shaik Mabhu Subhan Bi, W/o. Shaik Khaja Vali, Aged about 62 years, R/o. 2nd Line, Railway society colony, Madhuranagar, Vijayawada. (Shop No.25)
26. Viswanadhapalli Veerababu, S/o.late Koteswararao, Aged about 55 years, R/o. Chalasani Nagar, Ranigari Thota, Krishnalanka, Vijayawada. (Shop No.26)

27. Surath Vijaya, W/o. Venkatarao, Aged about 60 years, R/o. Yerrakatta Road, Prajasakthi Nagar, Vijayawada. (Shop No.27)
28. Surath Somaiah, S/o. Subba Rao, Aged about 66 years, R/o. Payakapuram, Prajasakthi Nagar, Ajitnagar, Vijayawada. (Shop No.28)
29. Korada Srinivasarao, S/o. Suryanarayana, aged about 42 years, R/o. Khadar Street, Mahanthipuram, Vijayawada. (Shop No.29)
30. Podugu Satyanarayana, S/o. Venkata Ramana, aged about 45 years, R/o. Old Rajivnagar, behind Government School, Ajitnagar, Vijayawada. (Shop No.30)
31. Shaik Meeravali, S/o. Shaik Subhani, Aged about 59 years, R/o. David Street, Near RCM School, Poornanadhampeta, Vijayawada. (Shop No.31)
32. Shaik Nagoor, S/o. Allabakshi, Aged about 36 years, R/o. Manchalavariveedhi, RCM School, Pezzonipeta, Vijayawada. (Shop No.32)
33. Bhavireddy Vijayalakshmi, W/o. Suri Babu, Aged about 55 years, R/o. Nirmala Apartment, Line, Currency Nagar, Vijayawada. (Shop No.33)
34. Potnuru Ashok, S/o. Apparao, Aged about 36 years, R/o. 27/9, Nandamurinagar, Singhnagar, Vijayawada. (Shop No.34)
35. Shaik Jilani, S/o. Abdul Ajeej, Aged about 65 years, R/o. Ganganammagudi Road, Ajithsingh Nagar, Vijayawada. (Shop No.35)
36. Shaik Mahammad Vali, S/o. Shaik Vali Saheb, Aged about 37 years, R/o. 7th Line, Kedareswarapeta, Gandhinagaram, Vijayawada. (Shop No.36)
37. Doki Priya Darshini, D/o. Doki Rajababu, aged about 39 years, R/o. Shadhikhana Road, Ajithsingh Nagar, Vijayawada. (Shop No.38)
38. Loya Lima Maheswararao, S/o. Late Venkateswararao, Aged about 59 years, R/o. Parasuramaiah Street, Raavichettu Centre, KBN College, Vijayawada. (Shop No.39)
39. Chowdari Pragathi, W/o. R. Hari Krishna, aged about 33 years, R/o. Suryakantham Layout, Ward No.72, Pendurthi, Vepagunta, Vijayawada. (Shop No.40)
40. Narra Padma, W/o. Vamsidhar, aged about 44 years, R/o. Kabela Centre, BR Ambedkar road, Vidyadharapuram, Vijayawada. (Shop No.41)
41. Naramsetty Chiranjeevi, S/o. Kantharao, Aged about 45 years, R/o. Valluruvari street. Near Mani Hotel, Krishna Lanka, Vijayawada. (Shop No.42)
42. Surathu Nageswararao, S/o. Subbarao, Aged about 69 years, R/o. Chinnaappalaswamy Street, Vidyadharapuram, Vijayawada. (Shop No.43)

43. Padamata Narayanarao, S/o. Reddaiah, Aged about 68 years, R/o. Kolavennuvari Street, Saibaba Colony, 2nd Line, Madhuranagar, Vijayawada. (Shop No.47)
44. Matta Sankar Reddy, S/o. Seshi Reddy, Aged about 39 years, R/o. Srikrishna Towers, Gadde Venkataramaiah Nagar, 3rd Line, Vijayawada. (Shop No.48)
45. Sunkara Chennakesava, S/o. Srinivasarao, aged about 35 years, R/o. Lankavari Veedhi, Gandhinagar, 3rd Road, Vijayawada. (Shop No.49)
46. Tunuguntla Katyayani, W/o. Lima Maheswararao, Aged about 45 years, R/o. Aditi Enclave, Manava Mandir Road, Bhavanipuram, Vijayawada. (Shop No.50)
47. Rayi Suresh, S/o. Sitaramaiah, Aged about 39 years, R/o. Dharanikota, Amaravathi Mandal, Palnadu District. (Shop No.51)
48. Vaddiboyina Suresh, S/o. V. Chantibabu, Aged about 39 years, R/o. Ravis Kalavakatta, Enikepadu, Vijaywada. (Shop No.52)
49. Sunkara Subbalakshmi, W/o. Srinivasarao, Aged about 52 years, R/o. Lankavariveedhi, 3rd cross road, Bavajipeta, Vijayawada. (Shop No.53)
50. Thota Sivasankara Rao, S/o. Rangarao, aged about 62 years, R/o. Viswabharathi School, gandhibomma Centre, Vijaywada. (Shop No.54)
51. Lakshman Sadhuram, S/o. Hundraj Sadhuram, Aged about 46 years, R/o. 2nd Floor, KP Towers, Kolaparivari Street, Seetharampuram, Vijayawada. (Shop No.55)
52. Pothireddy Ravikumar Reddy, S/o. Venkata Swami Reddy, Aged about 35 years, R/o. 4-19, Shaik Chinna Pacha Road, Krishnalanka, Vijaywada. (Shop No.56)
53. Gujjula Ramasubbareddy, S/o. Thirumala Reddy, Aged about 51 years, R/o. Ganganamma Gudi Veedhi, Krishnalanka, Vijayawada. (Shop No.57)
54. Badidaboyina Lakshmi, W/o. Sivaiah, Aged about 46 years, R/o. New R.R. Peta, Ajithsingh Nagar, Vijayawada. (Shop No.58)
55. The Vijayawada Urban Fancy Readymade and Old Cloth Merchants Association (Reg.No.70/93), Rep. by its President Sri Loya Uma Maheswararao, S/o. Late Venkateswararao, Aged about 59 years, Lenin Centre, Governorpet, Vijayawada.(shop Nos.37, 44, 45 and 46)

Petitioners

AND

1. The State of A.P., Rep. By its Principal Secretary, Municipal Administration and Urban Development, Secretariat, Velagapudi, Amaravathi -522238.
2. The District Collector, NTR District, Vijayawada - 520001.
3. The Vijayawada Municipal Corporation, Rep. by its Commissioner, Nehru Building, Canal Road, Vijayawada - 520001.
4. The Assistant City Planner-II, Circle -II, Town Planning Section, Adi Seshaiyah Street, Satyanarayana Puram Vijayawada -520011.
5. The Executive Engineer, Krishna Central Division, Irrigation Department, Vijayawada, Krishna District - 520001.

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 any writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in issuing the Notice vide in R.C.G-2-102530/2026, dt 19-02-2026, without constituting the Town Vending Committee, conducting survey, issuing Vending Certificates, notifying the Vending and Non-Vending Zones, Natural Markets and Heritage Markets in terms of the Street Vendors Act as mandated by the Street Vendors Act and without implementing the provisions of the Street Vendors Act, but contemplating to evict the petitioners by invoking the provisions of the Street Vendors Act as illegal, arbitrary and violative of Art. 14,19 (1)(g) and 21 and 300-A of Constitution of INDIA, Principles of Natural Justice and consequently direct the respondents not to interfere with the possession of the petitioners and to declare the Vending area of the petitioners i.e. Adjacent to Lenin Statute as Heritage Market in terms of Rule 8(ix) of The AP Street Vendors Rules, 2017 in the interest of justice

IA NO: 1 OF 2026

Petition under Section 151 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 not to evict or relocate the petitioners until and unless the Survey is completed and vending certificates are issued in terms of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 by suspend the notice issued by the 4th respondent vide R.C.G-2-102530/2026, dt: 19-02-2026 pending the Writ Petition, Pending disposal of WP 7816 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 earlier order of the High Court dated: 31.03.2026 made herein and upon hearing the arguments of Sri DHARANI KUMAR B, Advocate for the Petitioners and of GP MUNICIPAL ADMN AND URBAN DEV AP Advocate for the Respondent Nos.1 & 2 and of Sri SVSS SIVARAM, STANDING COUNSEL for Respondent Nos.3 & 4 and of GP for Irrigation Department Respondent No.5 and the Court made the following;

ORDER:

Heard Sri Dharani Kumar, learned Counsel for the Writ Petitioners, Sri S.V.S.S. Siva Ram, learned Standing Counsel for VMC and Sri Goli G.V.S. Sai, Ld. Counsel appearing on behalf of Sri S.V.S.S.Sivaram, Ld. Standing Counsel for the Vijayawada Municipal Corporation.

2. Ld. Counsel for the Municipal Corporation has submitted the proposals in the form of Photographs and sketches for the purpose of providing alternate sites to the Writ Petitioners/shop-keepers. Copies of it are supplied to the Ld. Counsel for the Writ Petitioner and the same are taken on record.

3. At request of Ld. Counsel for the Writ Petitioner, list on 27.04.2026 to enable the Writ Petitioners to choose one among the options offered by the Respondents.

4. Sri Goli G.V.S. Sai, Ld. Counsel for the Respondents submits that the total number of shops on the bund of the canal is about 258.

5. By considering this figure, the shop keepers may join together and arrive at consensus.

6. It is indicated that 100% consensus is impossible to arrive. Therefore, if majority of the shop keepers agree for the particular place, the Court may consider grant of such place for putting up their shops.

SD/- U.SRIDEVI

DEPUTY REGISTRAR


SECTION OFFICER

//TRUE COPY//

To,

1. The Principal Secretary, The State of Andhra Pradesh, Municipal Administration and Urban Development, Secretariat, Velagapudi, Amaravathi -522238. **(by SPECIAL MESSENGER)**
2. The District Collector, NTR District, Vijayawada - 520001.
3. The Commissioner, The Vijayawada Municipal Corporation Nehru Building, Canal Road, Vijayawada - 520001.
4. The Assistant City Planner-II, Circle -II, Town Planning Section, AdiSeshaiah Street, Satyanarayana Puram Vijayawada -520011.
5. The Executive Engineer, Krishna Central Division, Irrigation Department, Vijayawada, Krishna District - 520001. **(2 to 5 by RPAD)**
6. One CC to Sri. DHARANI KUMAR B, Advocate [OPUC]
7. Two CCs to GP FOR MUNICIPAL ADMN AND URBAN DEV AP, High Court Of Andhra Pradesh. [OUT]
8. One CC to Sri SVSS SIVARAM, STANDING COUNSEL, High Court Of Andhra Pradesh. [OUT]
9. Two CCs to GP FOR IRRIGATION, High Court Of Andhra Pradesh at Amaravati. [OUT]
10. **One spare copy**

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HIGH COURT

HIGH COURT

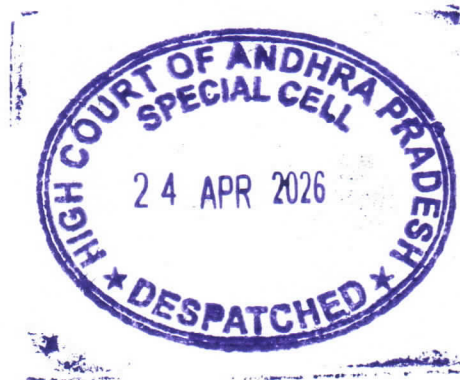
GRKP, J

DATED:22.04.2026.

LIST ON 27.04.2026

ORDER

WP.No.7816 of 2026



DIRECTION