

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

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

:PRESENT:

**THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 8064 OF 2026**



Between:

Chenna Keshav Madiraju, s/o late Ramachandra Murthy, aged about 45 years, Private Employee, Residing at D.No.11-2-22, Navodaya Nagar, Narasaraopet, Palnadu district.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration and Urban Development Department, Secretariat, Velagapudi, Amaravati, Guntur district.522238
2. The Narasaraopet Municipality, Rep. by its Commissioner, Narasaraopet, Palnadu district. 522601
3. The Town Planning Officer, Narasaraopet Municipality, Narasaraopet Palnadu district- 522601
4. M/s.Visakha Iron Safe Works, Rep. by Owner, .S.Venkateswarlu D. No.11-2-24/1, Navodaya Nagar, Narasaraopet, Palnadu district. 522601
5. K.Venkateswara Reddy, s/o not known to the petitioner residing at D.No.11-2-24/1, Navodaya Nagar,Narasaraopet,Palnadu district. 522601
6. APCPDCL, Rep by its Chairman, Beside Govt. Polytechnic, ITI Road, Vijayawada - 520 008, Andhra Pradesh.
7. Central Pollution Control Board, Rep by its Director, Parivesh Bhawan, East Arjun Nagar, Delhi -110 032.
8. Andhra Pradesh Pollution Control Board, Rep by its Director, Paryavaran Bhavan, Gurunanak Colony, Vijayawada - 520 007.

**(RR 6 to 8 are Suo-Moto impleaded as per the Court's Order
dt.31.03.2026 in writ petition and affidavit.)**

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 a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, declaring the action of the 2nd and 3rd respondents herein for not taking necessary action against the 4th and 5th respondents for closure or shifting the manufacturing unit from the residential locality to industrial zone as per the undertaking letter dt.3-2-2026 given by the 4th respondent herein inspite of the specific directions given by the A.P. Pollution Control Board, Regional Office, Guntur in their letter vide Lr.No.154/C-4/PCB/RO-GNT/2025, dt. 29-1- 2026 is illegal, arbitrary and violative of principals of natural 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 2nd and 3rd respondents to take action against the 4th and 5th respondents herein for closure or shifting of the 4th respondent manufacturing unit in the residential locality as per the letter given by the 4th respondent herein forthwith, Pending disposal of WP 8064 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 dt.31.03.2026 made herein and upon hearing the arguments of Sri G V S Mehar Kumar, Advocate for the Petitioner, GP for Muncipal Admn And Urban Dev AP for the Respondent No.1, Smt V Sireesha Rani, Standing Counsel for Respondent Nos.2 & 3, Sri V.V. Sathish, Standing Counsel for Respondent

No.6 and of Sri Bolla Venkata Rama Rao, Standing Counsel for Respondent No.8 and the Court made the following

ORDER

Heard Sri G.V.S. Mehar Kumar, learned Counsel for the Writ Petitioner, Sri M. Karthik Raja, learned Counsel appearing on behalf of Ms. Sireesha Rani Vallabhaneni, learned Standing Counsel for Municipalities, Sri Abdul Matheen, learned Junior Standing Counsel for APCPDCL, Sri B. Venkata Rama Rao, learned Standing Counsel for APPCB and Ms. J. Anjanee Priya, learned Counsel appearing on behalf of Sri I.M.S. Prakash, learned Counsel for the Respondent Nos. 4 & 5.

2. Sri Abdul Matheen, learned Junior Standing Counsel for APCPDCL is directed to obtain Written Instructions as regards the response of the APCDCL to the letter addressed by the Respondent No.2 dated 02.01.2026.

3. Sri B. Venkata Rama Rao, learned Standing Counsel for APPCB submits that a letter addressed to the Commissioner, Narasaraopet Municipality requesting the said Municipality to take necessary action.

4 Sri M. Karthik Raja, learned Counsel appearing on behalf of Ms. Sireesha Rani learned Vallabhaneni, Standing Counsel for Municipalities has submitted the Written Instructions furnished by the Commissioner, Narasaraopet Municipality, Palnadu District. Copy of the Written Instruction is also supplied to the learned Counsel for the Writ Petitioner. The same is taken on record.

5. Having regard to the facts and circumstances of the case, the Respondent No.2 is directed to use the reasonable force with the help of police to vacate the Unofficial Respondent Nos.4 & 5 from the premises

in compliance with the undertaking given by the said Respondents dated 03.02.2026 and submit action taken Report before the next date.

6. On the request of learned Counsel for Unofficial Respondent Nos.4 & 5, this Court is inclined to grant 48 hours time for eviction of the premises voluntarily, failing which the Respondent No.2 shall use reasonable force to evict the Unofficial Respondent Nos.4 & 5. When the eviction is undertaken by the Respondent No.2, damage, if any, caused to the merchandise and property of the Unofficial Respondent Nos.4 & 5 shall be borne by Respondent Nos. 4 and 5 alone.

7. List the matter on 21.04.2026 for compliance. If the Action Taken Report is not filed before the next date, the Commissioner, Narasaraopet Municipality shall appear before this Court to answer the queries of the Court.

Sd/-U.SRIDEVI
DEPUTY REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The Commissioner, Narasaraopet Municipality, Narasaraopet, Palnadu district- 522601 (by SPEED POST)
2. One CC to SRI. G V S MEHAR KUMAR, Advocate [OPUC]
3. Two CCs to GP FOR MUNICIPAL ADMN AND URBAN DEV AP ,High Court Of Andhra Pradesh. [OUT]
4. One CC to Smt V Sireesha Rani, Standing Counsel [OPUC]
5. One CC to Sri V.V. Sathish, Standing Counsel [OPUC]
6. One CC to Sri Bolla Venkata Rama Rao, Standing Counsel [OPUC]
7. The Section Officer, Posting Section, High Court of Andhra Pradesh, Amaravathi.
8. One spare copy

KSR

HIGH COURT

GRKP, J

DATED:09.04.2026

List the matter on 21.04.2026 for compliance

ORDER

WP.No.8064 of 2026



CONDITIONAL APPEARANCE