



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

[3458]

**TUESDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 7848/2021

Between:

1.TAMMINENI LALITHA,, W/O NAGESWARA RAO, AGED 54 YEARS,
OCCU HOME MAKER, 2-268, R/O 2-268, MAIN ROAD,
YARRAGONDA PALEM V AND M, PRAKASAM DISTRICT.

...PETITIONER

AND

1.STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY TO REVENUE, LAND ACQUISITION DEPARTMENT,
SECRETARIAT, VELAGAPUDI, AMARAVATHI.

2.DISTRICT COLLECTOR, ONGOLE, PRAKASAM DISTRICT.

3.REVENUE DIVISIONAL OFFICERCUM LAND ACQUISITION
OFFICER, MARKAPURAM REVENUE SUB-DIVISION, PRAKASAM
DISTRICT.

4.TAHSILDAR, YERRAGONDAPALEM MANDAL, PRAKASAM
DISTRICT.

5.GRAM PANCHAYAT, REP BY ITS SECRETARY,
YERRAGONDAPALEM VILLAGE,

...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, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the ction of respondents in contemplating to

demolition of petitioners shop to an extent of 213 Sq.yards covered by Survey No. 48 of Yarragonda Palem V and M, Prakasam District without there being any notice, and acquiring the land in accordance with law as illegal, irregular, arbitrary, violative of provisions of Land Acquisition Act, 2013 and offends articles 14, 21 and 300-A of the Constitution of India and consequently direct the respondents not to dispossess me from the aforesaid land 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 direct the respondents not to demolish the petitioner from shop to an extent of 213 Sq.yards covered by Survey No. 48 of Yarragonda Palem V&M, Prakasam District, pending disposal of the main writ petition and pass

IA NO: 1 OF 2024

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 May be pleased to grant leave to the Respondent No.4 in WP No.7848/2021 to file counter affidavit in the above writ petition and pass

Counsel for the Petitioner:

1.SRIMAN

Counsel for the Respondent(S):

1.GP FOR LAND ACQUISITION

2.GP FOR REVENUE

3.Mattegunta.Sudhir,Standing Counsel For Z.P.Ps,M.P.Ps,Gram Panchayats

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA**WRIT PETITION NO: 7848/2021****The Court made the following Order:**

Heard Mr. Sriman, learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue appearing for the respondents.

2. The grievance of the petitioner is against the action of the respondents in proposing to acquire the subject shop existing in an extent of 213 Sq.yards situated in Survey No.48 of Yarragonda Palem Village and Mandal, Prakasam District.

3. The petitioner contends that the petitioner was in possession of the subject property by virtue of possession certificate, dated 12.06.1995. The petitioner was granted possession and he had been in possession of the subject property. He has also constructed a shop in the said premises, however the respondents have proposed for demolition of the subject shop on the premise that the same is required for establishment of a Bus stand. Challenging the same, the instant Writ Petition is filed.

4. The 4th respondent – Tahsildar has filed the counter affidavit annexing a copy of the proceedings of the District Collector, dated 03.03.2020. A perusal of the same would reflect that on account of the objections raised by the public, the existing APSRTC Bus stand at Sy.No.42/1 has been shifted to Sy.No.48/1. It is further stated in the counter affidavit that the contention of the petitioner that the authorities have issued the possession certificate in

favour of the petitioner is incorrect and the said possession certificate acquired by the petitioner is not genuine.

5. It is further stated that the subject land is dotted land. There existed a veterinary hospital over the subject land. The said land was selected for establishment of APSRTC Bus stand. The petitioner along with others have encroached upon the said land. Upon being informed of the public purpose of the land, the petitioner and the other encroachers have also vacated the encroachments voluntarily.

6. Vide proceedings, dated 03.03.2020, the District Collector has directed the Tahsildar, Yarragonda Palem Village and Mandal, to handover the advance possession of the subject property in favour of the APSRTC for establishment of APSRTC Bus Stand. Having regard to the same, this Court is not inclined to grant relief as sought in the Writ Petition.

6. This Writ Petition is accordingly, dismissed. There shall be no order as to costs.

As a sequel, all pending miscellaneous applications shall stand closed.

JUSTICE KIRANMAYEE MANDAVA

Dated: 28-04-2026
MSI

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 7848/2021

Dated: 28-04-2026

MSI