

APHC010270952023



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

[3332]

TUESDAY, THE 4th DAY OF AUGUST 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 13957/2023

ALONG WITH CONTEMPT CASE No.827/2025

WRIT PETITION NO: 13957/2023

Between:

Alluri Raja Jagan Mohan Vishnu

...PETITIONER

AND

The State Of Andhra Pradesh and Others

...RESPONDENT(S)

Counsel for the Petitioner:

1.JADA SRAVAN KUMAR

Counsel for the Respondent(S):

1.GP FOR MUNICIPAL ADMN URBAN DEV

2.K MADHAVA REDDY

3.S.V.S.S.SIVA RAM

CONTEMPT CASE NO: 827/2025

Between:

Alluri Raja Jagan Mohan Vishnu

...PETITIONER

AND

Dr P Sampath Kumar and Others

...CONTEMNOR(S)

Counsel for the Petitioner:

1.JADA SRAVAN KUMAR

Counsel for the Contemnor(S):

1.A S C BOSE (SC FOR MUNICIPAL CORPORATIONS AP)

The Court made the following COMMON ORDER:

Aggrieved by the non-consideration of his representation dated 17.04.2023 made for cancellation of the illegal Tax Assessment(VLT) and the subsequent building permission granted to the 3rd respondent herein dated 23.10.2020, the petitioner filed W.P.No.13957/2023 wherein this court has passed an interim order dated 09.05.2024.

2. The contempt case vide C.C.No.827 of 2025 was filed against the respondents for willful disobedience of orders dated 09.05.2024 passed by this Court in W.P.No.13957/2023.

3. The petitioner in both the cases is one and same and since both the cases are interlinked, they are heard together and are being disposed of by this common judgment.

4. Heard Sri A.Tarun Kumar, learned counsel representing learned counsel for the petitioner, Sri ASC Bose, learned Standing counsel for Municipal Corporation and Ms Yarabarla Geethika, learned counsel for 3rd respondent.

5. Sri ASC Bose, learned Standing counsel for Municipal Corporation submitted that, the unofficial respondent has filed I.A.No.18/2020 in

O.S.No.16/2020 against the petitioner for temporary injunction and the court below has granted status quo under its order dated 22.12.2020 and in the said suit Municipal corporation was not made as party. He further submitted that, in view of the status quo orders, the petitioner's representation could not be considered. As such, prayed to pass appropriate orders in that regard.

6. Perused the record and considered the submissions made by the learned counsel for respective parties.

7. Admittedly, the 3rd respondent in W.P.No.13957/2023 has filed I.A.No.18/2020 in O.S.No.16/2020 against the petitioner for temporary injunction and the court below has granted status quo under its order dated 22.12.2020 wherein Municipal Corporation is not a party respondent. The contention of the petitioner is that the unofficial respondent has obtained building permission by playing fraud and misrepresentation and accordingly made a representation to the respondent authorities on 17.04.2023 for cancellation of the said building plan.

8. This court is of the considered opinion that, it is for the Municipal Corporation to decide whether the unofficial respondent has obtained building permission by playing fraud and misrepresentation or not and this court cannot adjudicate the same. Furthermore, as the Municipal Corporation was not made as party respondent in the suit filed by the unofficial respondent, it should not come in the way of passing orders on the petitioner's representation. As no positive orders are being passed affecting the rights of

the 3rd respondent, inviting counter is not necessary. In view of the same, this court is inclined to dispose of the W.P.No.13957/2023 with the following direction:

“The respondent authority concerned is directed to pass appropriate orders on the petitioner’s representation dated 17.04.2023 in accordance with law by issuing proper notices to the petitioner and unofficial respondent within eight (08) weeks from the date of receipt of copy of this order. If any orders are already passed by the authorities, the same shall be communicated to the petitioner”.

9. Accordingly, W.P.No.13957/2023 is ***disposed of***. Since the writ petition itself is disposed of, the contempt case, arising out of order dated 09.05.2024 in the said writ petition, is hereby ***closed***. However, subject to the outcome of the orders passed by the respondent authorities, the authority concerned shall take appropriate steps on the constructions made by the unofficial respondents, in accordance with law. No costs.

Miscellaneous applications, pending if any shall stand closed.

BRS

JUSTICE RAVI CHEEMALAPATI