

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

MONDAY, THE TWENTIETH DAY OF APRIL

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NOS: 10552 OF 2025 & 9990 OF 2021



W.P.NO.10552 OF 2025

Between:

Dr. B.R.Ambedkar Memorial Trust, Rep. by its President Gude Shyamala Devi, D/o. Venkateswara Rao, Age: 42 Years, Occu: Social Worker, R/o. D.No.8-18, Ambedkar Bhjavan, Nallajerla Village, East Godavari District, A.P.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its, Principal Secretary, (Panchayat Raj Department) Secretariat, Velagapudi, Amaravathi.
2. The District Collector, East Godavari District, Rajamahendravaram, A.P.
3. The District Panchayat Officer, East Godavari District, Rajamahendravaram, A.P.
4. The Tahsildar, Devarapalli Mandal, East Godavari, A.P.
5. The Panchayat Secretary, Krishnampalem Village, Devarapalli Mandal, East Godavari District, A.P.
6. Bikkina Rama Durga Prasad, S/o. B. Subbarao, Age: 64 Years, Occu: Business, R/o. H.No.2-27, Krishnampalem Village, Devarapalli Mandal, East Godavari District.

...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 an appropriate Writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS to declare the action of the 5th respondent trying to dispose the petitioners from their Old age home erected a temporary shed in Sy No.775 of Krishnampalem Village, Devarapalli Mandal of East Godavari District, without conducting survey or approval, resolution of the Gram Panchayat and without following procedure prescribed by the law illegally Passed Order Vide Order No.08/2025, dt. 08-04-2025 to remove the erected a temporary shed old age home of the petitioner for being illegal arbitrary violative personal life and liberty, against the principles of natural justice and consequently direct the respondents No. 1 to 5 not to Interfere with the possession of the petitioners over their old age home erected shed to an extent of Land Ac. 0.15 cts, out of Sy No.775 of Krishnampalem village, Devarapalli Mandal of East Godavari District and not to dispossess the Petitioner without following due process of law or Jurisdiction by threatening as illegal, arbitrary against violative of principles of natural justice.

IA NO: 1 OF 2025

Petition under Section 151 of 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 1 to 5 not to Interfere with the possession of the petitioners over their old age home erected shed in Sy No. 775 of Krishnampalem Village, Devarapalli Mandal of East Godavari District and not to dispossess the Petitioner without following due process of law, pending disposal of WP 10552 of 2025, 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 order of the High Court dated 24.04.2025, 15.07.2025, 28.08.2025, 18.09.2025, 09.10.2025, 20.01.2026, 17.02.2026 & 17.03.2026 made herein and upon hearing the arguments of Sri Boda Rakesh Naik, Advocate for the Petitioner and of GP FOR PANCHAYAT RAJ RURAL DEV for Respondent Nos. 1 and 3 and of GP for Revenue for

Respondent Nos. 2 and 4 and of Sri Y.Koteswara Rao, Standing Counsel for Respondent No.5.

WRIT PETITION NO: 9990 OF 2021

Between:

Bikkina Rama Durga Prasad, S/o B.Subbarao, age about 61 years, Occ: Cultivation, R/o H.No.2-27, Krishnampalem Village, Devarapalli Mandal, West Godavari District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Panchayatraj & Rural Department, Secretariat Buildings, Velagapudi, Amaravathi.
2. The District Collector, (Panchayatraj), West Godavari District at Eluru.
3. The Tahsildar, Devarapalli Mandal, West Godavari District.
4. The Mandal Development Officer, Devarapalli Mandal, West Godavari District.
5. The Krishnampalem Gram Panchayat, Rep. by its Secretary/Executive Officer, Krishnampalem, Devarapalli Mandal, West Godavari District.
6. Smt.G.Shyamala Devi, W/o not known to the petitioner, age major, Occ: Chair Person, Ambedkar Trust, R/o Krishnampalem Village, Devarapalli Mandal, West Godavari District.
7. Sri Sattiganga Jagadeeswar Reddy, S/o Subbi Reddy, age 47 years, Occ: Cultivation, R/o Krishnampalem Village, Devarapalli Mandal, West Godavari District.

...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 an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents in safeguard the interest of the subject property to an extent of

Ac.01-58 cents in Sy.No.775, which is known as Yerrakunta cheruvu, situated at Krishnampalem Village, Devarapalli Mandal, West Godavari district and initiating appropriate action against the unofficial respondents, who are trying to raise the construction in the name of old age home, as illegal, arbitrary and violation of principles of natural justice and consequently direct the official respondents to safeguard the interest of the subject property to an extent of Ac.01-58 cents in Sy.No.775, which is known as Yerrakunta cheruvu, situated at Krishnampalem Village, Devarapalli Mandal, West Godavari district and further direct the official respondents to initiate appropriate action against the unofficial respondents not to raise any construction in the subject property.

IA NO: 1 OF 2021

Petition under Section 151 of 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 official respondents to restrain the unofficial respondents from raising any construction in the subject property to an extent of Ac.01-58 cents in Sy.No.775, which is known as Yerrakunta cheruvu, situated at Krishnampalem Village, Devarapalli Mandal, West Godavari district, pending disposal of WP 9990 of 2021, 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 orders of the High Court dated 17.05.2021, 20.05.2021, 20.01.2026, 17.02.2026 & 17.03.2026 made herein and upon hearing the arguments of Sri K.V.L.Narasimha Rao, Advocate for the Petitioner and of GP for Panchayat Raj Rural Dev for Respondent Nos. 1 and 4 and of Sri Y. Koteswara Rao, Standing Counsel for Respondent No.5, Sri P. Nagendra Reddy, Advocate for the Respondent No.6; Sri Gundala Siva Prasad Reddy, Advocate for the Respondent No.7 the Court made the following

COMMON ORDER:

Sri Koteswara Rao, learned Standing Counsel for Panchayat, sought time for filing counter in W.P.No.10552 of 2025.

Post on 22.06.2026.

Interim order earlier granted in W.P.No.10552 and 2025 & W.P.No.9990 of 2021 shall stand extended till then.

Registry is directed to print the name of the learned Government Pleader for Revenue in W.P.No.9990 of 2021 in cause list.

//TRUE COPY//

SD/-K.V.RAGHAVULU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to Sri Boda Rakesh Naik, Advocate [OPUC]
2. One CC to Sri Y.Koteswara Rao, Standing Counsel [OPUC]
3. One CC to Sri K.V.L.Narasimha Rao, Advocate [OPUC]
4. One CC to Sri. P. Nagendra Reddy, Advocate [OPUC]
5. One CC to Sri. Gundala Siva Prasad Reddy, Advocate [OPUC]
6. Two CCs to GP for Panchayat Raj Rural Dev, High Court of Andhra Pradesh. [OUT]
7. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
8. The Section Officer, Writ Non Service Section, High Court of Andhra Pradesh.
9. One spare copy.

HIGH COURT

RC,J

DATE: 20/04/2026

POST ON 22.06.2026.

COMMON ORDER

WP.Nos.10552 of 2025 & 9990 of 2021

INTERIM ORDER EXTENDED

