

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

FRIDAY, THE NINTH DAY OF MAY
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 9160 OF 2025

Between:

Vijanigiri Balakrishna, s/o Late Kameswararao, Aged about 35 years, Occ-
S.I of Police, D.No.44-1-11/12, Lakshmi Narayanapuram, Dondaparthi,
Seethammadhara Mandal, Visakhapatnam.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary,
Revenue Department Secretariat Buildings, Velagapudi, Amaravati,
Guntur District.
2. The District Collector, Visakhapatnam District.
3. The Tahasildar, Seethammadhara Mandal. Visakhapatnam,
Visakhapatnam 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 a Writ of Mandamus or any other appropriate writ, order, or direction declaring the action of the respondents, particularly Respondent No.3 (Tahsildar, Seethammadhara Mandal), in issuing Notice No. 342/2025/IASst dated 01.04.2025 and marking the petitioner's building bearing D.No. 44-1- 11/12 of Lakshmi Narayanapuram, in Survey No. 3/2A2 of Dondaparthi Village (which is alleged by Respondent No.3 as Sy.No.4), Seethammadhara Mandal, Visakhapatnam,

for demolition as illegal, arbitrary, unconstitutional, and in violation of Articles 14, 21, and 300A of the Constitution of India and consequently direct the respondents to permanently restrain from taking any coercive action, including eviction or demolition, based on the impugned notice issued by Respondent No. 3 on 01/04/2025;

IA NO: 1 OF 2025:

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents to refrain from taking any coercive action, including eviction or demolition, against the petitioner's property building bearing D.No.44-1-11/12 of Lakshmi Narayanapuram, in Survey No.3/2A2 of Dondaparthi Village (which is alleged by Respondent No.3 as Sy.No.4), Seethammadhara Mandal, Visakhapatnam, pursuant to the impugned notice issued by Respondent No.3 on 01/04/2025, pending disposal of WP.No.9160 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 High Court order dated 07.04.2025 made herein and upon hearing the arguments of Sri Sreemannarayana Vattikuti, Advocate for the Petitioner and GP for Revenue for the Respondents, the Court made the following;

ORDER:

“Heard learned counsel for the petitioner and learned Assistant Government Pleader for Revenue for the respondents.

Learned Advocate/ Commissioner, who was appointed pursuant to the order of this Court dated 07.04.2025 is expressed his inability to act as an Advocate Commissioner for the reason that he was appointed as Assistant Government Pleader before receiving the

Warrant of Commission. As such, the matter is placed before this Court for further orders.

When the matter is come up for consideration of appointment of new Advocate/Commissioner, learned counsel for the petitioner has expressed that there is a report of Advocate/Commissioner in the Court below. Therefore, there is no necessity to appoint any new Advocate/ Commissioner to find out the facts and physical features with regard to subject property once again.

Considering the submissions made, the I.A.No. 2 of 2025 is dismissed.

List the matter after Summer Vacation-2025.

Interim order granted by this Court dated 07.04.2025 is extended for a period of ten (10) weeks."

SD/- P.VINOD KUMAR
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

For

To,

1. One CC to Sri. Sreemannarayana Vattikuti, Advocate [OPUC]
2. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
3. One CC to Sri K.N.Krishna Kumar, Advocate Cell: 9581533931
4. One spare copy

AJ

HIGH COURT

NV,J

DATED:09/05/2025

List the matter after Summer Vacation-2025

ORDER

WP.No.9160 of 2025

INTERIM ORDER EXTENDED

