

**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: 9435 OF 2026



Between:

Boya Balanjaneyulu, S/o. B.Giddaiah, Aged about 30 years,
R/o.D.No.50/348 H 13, K.P.N.R Colony, B.Camp, Kurnool, Kurnool District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Municipal Administration and Urban Development Department, Secretariat, Velagapudi, Amaravati, Guntur District - 522238.
2. Kurnool Municipal Corporation, Rep. by its Commissioner, Kurnool, Kurnool District - 518001.
3. Town Planning Officer, Kurnool Municipal Corporation, Kurnool District - 518001.

...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 action of the respondent No 3 in issuing the impugned Notice dated 04.04.2026 directing removal of alleged encroachment within 7 days without issuing any prior show cause notice and without following due process of law, as illegal, arbitrary and violative of principles of natural justice and provisions of the AP Municipal Corporation Act, 1994 Consequently, Suspend the said impugned notice dated 04.04.2026.

IA NO: 1 OF 2026

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 not to interfere with or demolish petitioner's hotel at Housing Board Colony, near KMC Park, Sai Baba Temple, Kurnool, pending disposal of WP 9435 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 upon hearing the arguments of Sri B.V.Pavan Kumar, learned Counsel representing Sri Somisetty Ganesh Babu, Advocate for the Petitioner and of GP MUNICIPAL ADMN AND URBAN DEV AP for Respondent No.1 and of Sri P.Vengal Reddy, Standing Counsel for Respondent Nos.2 and 3, the Court made the following

ORDER:

“Heard Sri B.V. Pavan Kumar, learned Counsel representing Sri Somisetty Ganesh Babu, learned Counsel for the Writ Petitioner and Sri P. Vengal Reddy, learned Standing Counsel for Municipal Corporation.

2. At request of Sri P. Vengal Reddy, learned Standing Counsel for Municipal Corporation, list on 21.04.2026 in the Motion List, to enable him to obtain Written Instructions.

3. There shall be a direction to all the parties to maintain *Status-quo* obtaining as on today till the next listing.”

**SD/- T. SRINIVASA RAO
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary to Government, Municipal Administration and Urban Development Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District -522238.

2. The Commissioner, Kurnool Municipal Corporation, Kurnool, Kurnool District - 518001.
3. Town Planning Officer, Kurnool Municipal Corporation, Kurnool District - 518001. (Addressee Nos. 1 to 3 by RPAD)
4. One CC to Sri Somisetty Ganesh Babu, Advocate [OPUC]
5. One CC to Sri P.Vengal Reddy, Standing Counsel[OPUC]
6. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP, High Court Of Andhra Pradesh. [OUT]
7. One spare copy.

PSD

HIGH COURT

GRKP,J

DATE:09/04/2026

NOTE: LIST ON 21.04.2026

ORDER

WP.No.9435 of 2026

STATUS-QUO

