



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

[3233]

MONDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION NO: 11038/2026

Between:

1. PALLI LAXMI, W/O DHARMARAO, AGED ABOUT 50 YEARS, OCC HOUSE HOLD DUTIES AND CULTIVATION, REGULAPADU, VILLAGE, AND POST, KOTABOMALI MANDAL, SRIKAKULAM, DISTRICT.
2. SADHU KRISHNAVENI,, W/O MALLESH, AGED ABOUT 48 YEARS, OCC. HOUSE HOLD DUTIES. DOOR NO. 7-34, AVILINGI, BUDITHIVILLAGE, SARAVAKOTA MANDAL, SRIKAKULAM DISTRICT
3. SADHU PADMA,, W/O RAMBABU, AKKIVALASA, AGED ABOUT 36 YEARS, OCC. HOUSE HOLD DUTIES. DOOR NO. 0-0, AVILINGI, BUDITHIVILLAGE, SARAVAKOTA MANDAL, SRIKAKULAM, DISTRICT. (ALL THE PETITIONERS ARE DAUGHTERS, AND LEGAL HEIRS OF LATE K BOJJAIAH RESIDENT OF REGULAPADUVILAGEKOTABOMAL, SRIKAKULAM, DISTRICT)

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY TO GOVERNMENT, REVENUE DEPARTMENT, SECRETARIAT, BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT-522237
2. THE DISTRICT COLLECTOR, SRIKAKULAM DISTRICT, SRIKAKULAM-532001

3.THE REVENUE DIVISIONAL OFFICER, TEKKALI, SRIKAKULAM
DISTRICT-532001

4.THE TAHSILDAR, KOTABOMMALI, MANDAL, SRIKAKULAM
DISTRICT-532201

...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 topleased to issue a Writ of Mandamus declaring the action of the respondents in issuing section 6 notice pursuant to section 7 notice dated 24-01-2026 under the A.P Land Encroachment Act 1905 as illegal, arbitrary, violative of Articles 14 and 300- A of the Constitution of India and contrary to Lok Adalat compromise and consequentially set aside the same, and directed to the respondents not to dispossess the petitioners from the subject land an extent of Ac 1.50 cents in Sy No. 149 situated at Regulapadu village Kotabommali Mandal of Srikakulam district and to pass

IA NO: 1 OF 2026

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 suspend operation of section 6 eviction notice under A.P Land Encroachment Act 1905 and direct the respondents not to dispossess the petitioners from the subject land in extent of Ac1.50 cents in Sy No. 149 situated at Regulapadu village Kotabommali Mandal Srikakulam district pending disposal of the above writ petition and to pass

Counsel for the Petitioner(S):

1.UMASANKAR LOKANADHAM

Counsel for the Respondent(S):

1.GP FOR REVENUE

The Court made the following Order:

Heard the learned counsel for the petitioners and the learned Assistant Government Pleader appearing for the respondents.

2. This writ petition is filed questioning the notice issued by the 4th respondent under Section 7 of the A.P. Land Encroachment Act, 1905, dated 24.01.2026 alleging that the petitioners encroached upon an extent of Ac.0.90 cents out of Ac.8.83 cents in LPM No.1065 of Regulapadu village known as Sarkaru Poramboku/ Dharmasagaramu Koneru Cheruvu and calling for the explanation within 15 days from the date of receipt of the said notice.

3. The learned counsel for the petitioners submits that the petitioners submitted explanation dated 26.01.2026, but the same is not considered and there is a threat of high-handed action from the office of the 4th respondent.

4. On the other hand, the learned Assistant Government Pleader for Revenue, relying upon the written instructions, dated 26.04.2026, of the 4th respondent submits that the explanation submitted by the petitioner would be considered following the due process of law. That apart, she further submits that it is a tank called as "Dharmasagaramu Koneru Cheruvu".

5. In view of the aforesaid facts and circumstances, recording the said instructions of the 4th respondent dated 26.04.2026, the petitioners are permitted to submit their additional explanation enclosing all the necessary documents in support of their claim pursuant to the above said notice dated 24.01.2026 in-continuation of their earlier explanation dated 26.01.2026 within a period of four weeks from the date of receipt of this order. On receipt of such explanation from the petitioners, the 4th respondent shall proceed with the necessary enquiry pursuant to the above said notice dated 24.01.2026 strictly in accordance with law, by hearing all the parties concerned including the petitioners, giving due opportunity, upon verification of the records and the subject land of encroachment as detailed in the above schedule of the notice of the 4th respondent dated 24.01.2026, appropriate decision shall be taken on its own merits, as expeditiously as possible preferably within a period of three (03) months thereafter. Pending the enquiry, there shall be an order of status quo as on today to be maintained with respect to the alleged subject encroachment of the land as detailed in the impugned notice of the 4th respondent dated 24.01.2026. The written instructions shall be made as part of the Court record.

6. Accordingly, this Writ Petition is disposed of. Interim order if any deemed to have been vacated. There shall be no order as to costs.

As a sequel, Interlocutory Applications pending, if any, shall stand closed.

JUSTICE B.KRISHNA MOHAN

Dt: 27.04.2026

sj

145

THE HONOURABLE SRI JUSTICE B.KRISHNA MOHAN

WRIT PETITION NO.11038of 2026

Dt: 27.04.2026

sj