IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE TWENTY FIRST DAY OF APRIL

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 10521 OF 2026

Between:

S. Abdulla, S/o. NagurValli, aged about 41-years, Advocate, R/o. H. No. 13/600-1, 5th Street, Saryavaya Palli Road, Mydukur, YSR Kadapa District - 516172.

Petitioner

AND

1. The State of Andhra Pradesh, represented by its Principal Secretary, Municipal Administration and Urban Development, Secretariat, Velagapudi, Amaravathi- 522237
2. The Mydukur Municipality, Mydukur, YSR Kadapa District, represented by its commissioner-516172
3. The Commissioner, Mydukur Municipality, Mydukur, YSR Kadapa District-516172
4. Venkataiah, S/o not known to the Petitioner, aged about 45 years, C/o. Manasa Hotel, Kadapa Road, Mydukur, YSR Kadapa District-516172

Respondents

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 to issue a direction, or an order, or a writ, more particularly one in the nature of Writ of Mandamus declaring the inaction of Respondent No. 2 & 3 in acting on the representation of the Petitioner date 30.03.2026 by removing the obstruction caused by unofficial Respondent No.4 or by finding an alternative

remedy for removal of staganant water in the 5th Street of Survayapalli Road, Mydukur Town, YSR Kadapa District as illegal, arbitrary, violation of fundamental right of the Petitioner to good health and consequently to direct the Respondent Nos. 2 & 3 to act upon representation of the Petitioner dated 30.03.2026 and to remove the stagnant drainage water permanently and to make the lives of Petitioner and other residents livable.

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the Respondent Nos. 2 & 3 to act upon the representation of the Petitioner dated 30.03.2026, Pending disposal of WP 10521 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 KALEEMULLA S, Advocate for the Petitioner, learned GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT for the Respondent No.1, Sri Gudapati Lakshmi Narayana, Standing Counsel for the Respondent Nos.2&3, the Court made the following

ORDER:

Heard Sri V. Pawan Kumar, learned Counsel appearing for the Writ Petitioner and Sri G. Lakshmi Narayana, learned Standing Counsel for Municipalities.

2. Learned Counsel for the Petitioner has drawn the attention of this Court to the Representation submitted by him on 30.03.2026 (Ex.P.5). He has also taken this Court through the Photocopies.

2. Sri G. Lakshmi Narayana, learned Standing Counsel for Municipalities appearing for Respondent Nos.2 & 3, has submitted the Written Instructions furnished by the Commissioner dated 20.04.2026. Copy of it is supplied to the Counsel for the Petitioner and the same is taken on record.

3. The Written Instructions would indicate that the drainage water was originally flowing through private land belonging to Sri T. Venkataiah. The Written Instructions would also indicate that if a proper and permanent drainage is to be laid through public land, it would take some time. Therefore, Sri T. Venkataiah has temporarily agreed to allow the drainage water to pass through his private land.

4. The Written Instructions would also indicate that the Petitioner, who is a neighbour of Sri T. Venkataiah, is objecting to the free flow of water through the temporarily laid drainage in Sri T. Venkataiah's private land. However, the Representation of the Petitioner dated 30.03.2026 (Ex.P.5) would indicate that Sri T. Venkataiah, after initially allowing the drainage water to flow freely through his premises, has later objected and caused blockage, thereby leading to inundation in the neighbourhood due to the drainage water.

5. The Photographs (Ex.P.1) at Page Nos.14 to 17 provide a sordid picture of the situation, showing that the drainage water has been freely flowing in the neighbourhood. This Court notices that there is a danger of spreading of communicable diseases due to this situation.

6. In this view of the matter, there shall be a direction to the Respondent Authorities to immediately clear the obstruction, if any, laid by Sri T. Venkataiah, to allow the drainage water to flow freely, and also to ensure that the inundated water is evacuated. It is clarified that this arrangement is purely temporary and that the Respondent Officials shall take immediate steps to construct proper drainage on public land and hand over the area occupied by the temporary drainage back to Sri T. Venkataiah within ninety (90) days from today.

7. Respondent Nos.2 & 3 are directed to clear the obstruction, if any, in the temporary drainage and not only allow but also ensure the free flow of drainage water.

8. The Respondents shall submit a Report by the next date as regards the proposed action for construction of a proper Drainage System, which shall also include information with regard to the Allocation of Budget.

9. List on 28.04.2026.

Sd/-U.SRIDEVI
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration and Urban Development, Secretariat, Velagapudi, Amaravathi. 522237, State of Andhra Pradesh (BY SPECIAL MESSENGER)
2. The Commissioner, Mydukur Municipality, Mydukur, YSR Kadapa District- 516172
3. The Commissioner, Mydukur Municipality, Mydukur, YSR Kadapa District- 516172 (2&3 BY SPEED POST)
4. Venkataiah, aged about 45 years, C/o. Manasa Hotel, Kadapa Road, Mydukur, YSR Kadapa District- 516172 (by RPAD)
5. One CC to SRI. KALEEMULLA S Advocate [OPUC]
6. Two CCs to GP MUNCIPAL ADMN AND URBAN DEV AP ,High Court Of Andhra Pradesh. [OUT]
7. One CC to SRI Gudapati Lakshmi Narayana, STANDING COUNSEL [OPUC]
8. One spare copy

KJ

HIGH COURT

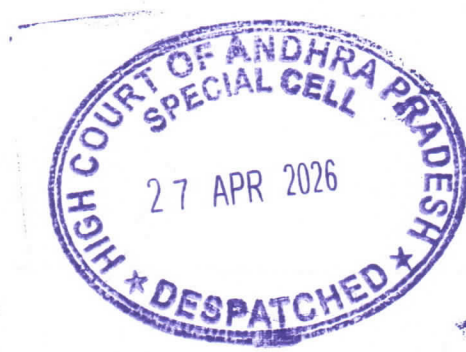
GRKP,J

DATED:21/04/2026

LIST ON 28.04.2026

ORDER

WP.No.10521 of 2026



DIRECTION