

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

**WEDNESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 10714 OF 2026

Between:

Tatavarthi Srinivasu, S/o. T.P.Mohan Rao Gupta Aged above major, R/o. A.P.H.B.Colony, Besides Sushil Nest Hotel, Bhimavaram, West Godavari District, A.P-534203.

Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, MA & UD Department, Secretariat Buildings at Velagapudi, Amaravathi.
2. The Commissioner, Municipal Administration, Amaravatahi, Andhra Pradesh.
3. The District Collector, West Godavari District at Bhimavaram-534203.
4. The Municipal Commissioner, Bhimavaram Municipality, W.G District Andhra Pradesh-534201
5. The Tahsildar, Bhimavaram, W.G. District, Andhra Pradesh-534201
6. Korlaprala Subba Rao, S/o. not known the petitioner Aged above major, R/o. Bonda Vari Street, Near Union Bank of India, Bhimavaram, West Godavari District-534201
7. Kadali Balu, S/o. not known the petitioner. Aged above major, R/o. housing board colony, Bhimavaram, West Godavari District-534203.

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 order or direction, more particularly one in the nature of writ petition is filed declaring the action of the respondents, more particularly

Respondent No.4, in closing the complaints/representations of the petitioner dated 17-03-2026 and 23-03-2026, without taking any action against the illegal construction and unauthorized establishment of a chicken and mutton shop by Respondent Nos.6 and 7 in an extent of 180 Sq. Yards in Survey No.263 of Bhimavaram Mandal, vide proceedings dated 01-04-2026, as illegal, arbitrary, unreasonable, and violative of Articles 14, 21, and 300-A of the Constitution of India and consequently direct the respondents to take appropriate action against illegal construction and business activity made by Respondents No.6 and 7;

IA NO: 1 OF 2026

Petition under Section 151 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 to take immediate action against illegal construction and business activity in the interest of justice, Pending disposal of WP 10714 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 Thota Dharmendra Advocate for the Petitioner, GP MUNICIPAL ADMN AND URBAN DEV AP for Respondent Nos.1 and 2, GP for Revenue Department for R3 and R5 Smt.Vallabhaneni Sireesha Rani, Standing counsel for R4 and the Court made the following.

ORDER

Heard Sri Siva Nagarjuna, learned Counsel appearing on behalf of Sri T.Dharmendra, learned Counsel for the Writ Petitioner and Smt.Sireesha Rani, Vallabhaneni, learned standing Counsel for Respondent No.4.

2. Learned Counsel for the Writ Petitioner has taken this Court through the photographs at page 23 to indicate that even on 06.04.2026, the owner of the site continued with the construction. Unfortunately, the Written Instructions rendered by the Commissioner, Bhimavaram Municipality, are as vague as they can be, compelling the Court to, prima

facie, infer that the Commissioner is rather abetting illegality that is being practiced by the Unofficial Respondent Nos.6 & 7 herein. This observation is made by the Court because the Written instructions does not even indicate the date and time during which the Unofficial Respondent Nos.6 & 7 were served with any Proceeding directing them not to proceed with construction.

3. In fact, it is the submission of the learned Counsel for the Writ Petitioner that the Unofficial Respondents are carrying-on with the construction with the active connivance of the Official Respondents herein.

4. Having regard to these facts, this Court deems it appropriate to grant one more opportunity to the Commissioner (Respondent No.4) to render proper Written Instructions. If proper Written Instructions are not forthcoming from the Commissioner, this Court would consider directing the appearance of Commissioner on the next date.

5. Smt. Sireesha Rani Vallabhaneni, learned standing Counsel for Respondent No.4, is directed to convey the gist of this Order to the Commissioner forthwith for effective compliance.

6. There shall be a direction to all the parties including Unofficial Respondent Nos.6 & 7 to maintain Status-quo obtaining as on today, till the next listing.

7. List on 24.04.2026 in the motion list.

//TRUE COPY//

SD/- P.VINOD KUMAR
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, MA & UD
Department, Secretariat Buildings at Velagapudi, Amaravathi. (by
Special Messenger)

2. The Commissioner, Municipal Administration, Amaravatahi, Andhra Pradesh.
3. The District Collector, West Godavari District at Bhimavaram-534203.
4. The Municipal Commissioner, Bhimavaram Municipality, W.G District Andhra Pradesh-534201.
5. The Tahsildar, Bhimavaram, W.G. District, Andhra Pradesh-534201
6. Korlaprala Subba Rao, S/o. not known the petitioner Aged above major, R/o. Bonda Vari Street, Near Union Bank of India, Bhimavaram, West Godavari District-534201
7. Kadali Balu, S/o. not known the petitioner. Aged above major, R/o. housing board colony, Bhimavaram, West Godavari District-534203.
(addressee 2 to 7 by **RPAD**)
8. One CC to SRI. Thota Dharmendra Advocate [OPUC]
9. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP, High Court Of Andhra Pradesh. [OUT]
10. Two CCs to GP for Revenue Department, High Court Of Andhra Pradesh. [OUT]
11. One CC to Smt. Sireesha Rani Vallabhaneni, Standing counsel [OPUC]
12. One spare copy

HIGH COURT

GRKP,J

DATED:22/04/2026

LIST ON 24.04.2026 IN THE MOTION LIST

ORDER

WP.No.10714 of 2026

STATUS-QUO

