

[3505]

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

WEDNESDAY, THE SIXTEENTH DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE T.C.D.SEKHAR
WRIT PETITION NO: 9856 OF 2025



Between:

1. B Dora Swamy Reddy, S/o Late B Venkata Reddy, aged about 78 years, Occ Agriculture, R/o, Gantavaripalli Village, Jakkadona Post, Vedurukuppam Mandal, Chittoor District, Pin-517126,
2. B Chandra Sekhar Reddy, S/o Late Banga Reddy Age 65years, Occ Cultivation, R/o, Gantavaripalli Village, Jakkadona Vedurukuppam Mandal Chittoor District, Pin-517126.

Petitioner

AND

1. state of Andhra Pradesh, Rep. by its Principal Secretary to Government, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Chittoor District, At Chittoor
3. The Revenue Divisional Officer, Chittoor Revenue Division, Chittoor District at Chittoor.
4. The Tahsildar, , Vedurukuppam Mandal Chittoor District.

Respondent

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 Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents illegal interference of 4th Respondent and his threats Mango trees, teak trees and coconut trees and to more particularly with the to un-route 18 remove compound wall as well two electric transformers on our land in extent of Ac.0.77 Cents covered by Sy.No.506/2, in Jakkidona Village fields of Vedurukuppam Mandal, Chittoor District, basing statements of both the petitioners dt. 13-03-2025 on the

alleged recorded by 4th Respondent in his own hand writing obtaining signatures without explaining the same as ultra-vires, illegal, absurd, arbitrai, unjust and Violation of Articles 14,19 and 300-A of Constitution of India.

IA NO: 1 OF 2025

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 direct the respondents not to interfere with our peaceful possession and enjoyment of 18 Mango trees, teak trees, coconut trees and also compound wall as well two electric transformers locate in y.No.506/2 extent of Ac.077 Cents, in Jakkadona Village fields of Vedurukuppam Mandal, Chittoor District, Pending disposal of WP 9856 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 upon hearing the arguments of Sri R SUDHA RANI Advocate for the Petitioners and of GP FOR REVENUE for the Respondents, the Court made the following

ORDER

“The petitioners claim that they are in possession of land admeasuring an extent of Ac.0.35 cents each in Sy.No.506/2 of Jakkidona Village, Vedurukuppam Mandal, Chittoor District, for the past fifty years. It is the further case of the petitioners that, they have installed 100 KV power transformer as well as 11 KV transformer in the said lands. The petitioners further contend that notice dated 15.11.2025, was issued under Section 7 of the AP Land Encroachment Act, 1905, thereafter, the 4th respondent also issued notice dated 07.03.2025, under Section 6 of the said Act, directing the petitioners to vacate from the subject lands.

It is further case of the petitioners that, the 4th respondent obtained their signatures on white papers on 13.03.2025, thereafter, a statement was prepared as if the petitioners have given the same. It is

further case of the petitioners that, they are illiterates and cannot understand the contents of the notices issued by the 4th respondent.

The learned counsel for the petitioners would further submit that, without passing order under Section 6 of the Act, straight away the 4th respondent issued notice dated 07.03.2024, asking the petitioners to vacate from the subject land.

Taking into consideration the submissions made by the learned counsel for the petitioners, there shall be a direction to the respondents not to interfere with the possession of the petitioners over the subject land for a period of two (02) weeks.

Post the matter after two (02) weeks.

In the meantime, the respondents are directed to file their counter affidavit."

Sd/- K. J. RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, The State of Andhra Pradesh, Revenue Department, Secretariat, Velagapudi, Amaravati, Guntur District.(by SPECIAL MESSENGER)
2. The District Collector, Chittoor District, At Chittoor .
3. The Revenue Divisional Officer, Chittoor Revenue Division, Chittoor District at Chittoor.
4. The Tahsildar, Vedurukuppam Mandal Chittoor District. (Nos. 2 to 4 by RPAD)
5. One CC to SRI. R SUDHA RANI Advocate [OPUC]
6. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]
7. One spare copy

HIGH COURT

TCDS,J

DATED:16/04/2025

POST AFTER TWO WEEKS

ORDER

WP.No.9856 of 2025

DIRECTION

