

[3233]

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 B KRISHNA MOHAN

WRIT PETITION NO: 10530 OF 2026



Between:

Marepalli Lakshmi Devi, W/o.Marepalli Ganganna, Aged about 55
years, Occ: Agriculture, R/o.Akkutotapalle Village, Obuladevacheruvu
Mandal Sri Sathya Sai District

Petitioner

AND

1. The State of Andhra, rep., by its Principal Secretary, Revenue
Department, Secretariat Buildings, Velagapudi, Amaravati. 522238
2. The District Collector, Puttaparthi, Sri Sathya Sai District, 515134
3. The Kadiri Revenue Division, Kadiri, Sri Sathya Sai District. 515591
4. The Tahsildhar, Obuladevacheruvu Mandal, Obuladevacheruvu Village,
Sri Sathya Sai District. 515561

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 an appropriate Writ Order or direction more particularly in the
nature of Writ of Mandamus declaring the Notice dated 17.03.2026 served on
22.03.2026 directing me to hand over the possession of land in an extent of
Ac.0.99 cents in Sy.No. 671 of Akuthotapalli, Village Obula Deva Cheruvu,
Mandal Sri Satyasai District, for construction of Health Care Clinic and further
interfering with my peaceful possession and enjoyment over the subject land
without passing any order whatsoever are as arbitrary, one without
jurisdiction, colourable exercise of power, illegal and violation of Fundamental

and Constitutional right guaranteed to me under article 14,19,21 and 300A of the Constitution of India and consequently set aside the Notice, dated 17.03.2026 served on 22.03.2026 and further direct the respondents not to interfere with my peaceful possession and enjoyment over the land in an extent of land in an extent of Ac.0.99 cents in Sy.No. 671 of Akuthotapalli, Village Obula Deva Cheruvu, Mandal Sri Satyasai District.

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 stay all further proceedings in pursuance of the Notice, dated 17.03.2026 served on 22.03.2026 for the land in an extent of land in an extent of Ac.0.99 cents in Sy.No. 671 of Akuthotapalli, Village Obula Deva Cheruvu, Mandal Sri Satyasai District, Pending disposal of WP 10530 of 2026, on the file of the High Court.

IA NO: 2 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 respondents not to interfere with my peaceful possession and enjoyment over the land in an extent of Ac.0.99 cents in Sy.No. 671 of Akuthotapalli, Village Obula Deva Cheruvu, Mandal Sri Satyasai District without following due process of law, Pending disposal of WP 10530 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.ABHAY SIDDHANTH MOOTHA, Advocate for the Petitioner, learned GP FOR REVENUE for the Respondent Nos.1 to 4, the Court made the following ORDER:

Heard the learned counsel for the petitioner.

The learned Assistant Government Pleader takes notice for the respondents to file counter-affidavit.

This writ petition is filed questioning the notice of the 4th respondent dated 17.03.2026, covered the subject land to an extent of Ac.0.99 cents in Sy.No.617 of Akuthotapalli Village, Obuladevacheruvu Mandal, Sri Satya Sai District, on the ground that the villagers passed unanimous resolutions to establish village health clinic in the said land. Since it is proposed to remove the name of the petitioner from the web land adangals of the subject land, it appears that the above said notice was issued in the name of the petitioner for conducting enquiry and to produce all the necessary documents.

On the other hand, the learned Assistant Government Pleader, relying upon the written instructions of the 4th respondent dated 21.04.2026, submits that the 4th respondent issued notice to the petitioner, requesting to produce the documents for Sy.No.617, extent of 0.99 acres of the said village. The petitioner produced the D.Patta vide D.A.R.Dis.No.5/1416, dated 06.11.2006 and upon verification of all the available assigned records, it appears that the subject land is not assigned to anyone. The villagers are asking for the land for an extent of Ac.0.05 cents for construction of village health clinic, for which, the petitioner's husband one Sri Marepalli Ganganna has also orally given consent to construct the village clinic.

In view of the above said facts and circumstances, recording the written instructions of the 4th respondent dated 21.04.2026 and as the instructions of the 4th respondent are not convincing and are incomplete, the respondents are directed to file a detailed counter-affidavit in this Writ Petition.

As observed supra, the impugned notice of the 4th respondent dated 17.03.2026 appears to have been issued on the villagers wish and resolution for establishment of the village health clinic in the portion of the subject land of the petitioner. Admittedly, the petitioner's name was reflected in the revenue records in the subject land in toto as covered under the impugned notice dated 17.03.2026.

The prima-facie view of this Court is that the respondent authorities concerned ought to have alternatively found any other suitable place for the establishment of village health clinic as per the wish of the villagers, if any. For the said purpose, straight away, the petitioner's land cannot be vacated in the absence of any exercise made to find out the alternative for the said purpose. Hence, there shall be an order of status-quo as on today to be maintained with respect to the subject land covered under the impugned notice of the 4th respondent dated 17.03.2026, pending further orders.

However, it does not preclude the authorities concerned to find out the alternative land for the purpose of establishment of the village health clinic.

The said written instructions of the 4th respondent dated 21.04.2026 shall be made as part of the Court record.

List on 16.06.2026.

//TRUE COPY//

For

SD/- M.SRINIVAS
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Tahsildhar, Obuladevacheruvu Mandal, Obuladevacheruvu Village, Sri Sathya Sai District. 515561 (by RPAD)
2. One CC to SRI. B.ABHAY SIDDHANTH MOOTHA Advocate
[OPUC]
3. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh.
[OUT]
4. One spare copy

KJ

HIGH COURT

BKM,J

DATED:21/04/2026

LIST ON 16.06.2026

ORDER

WP.No.10530 of 2026

INTERIM DIRECTION

