

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

**MONDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

: PRESENT:

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION NO: 10350 OF 2026



Between:

1. V Thippa Naik, S/o Lale Naik, Aged about 69 years, Resident of Door No. 7-59, Pedapalli Thanda, Puttaparthi Mandal, Sri Satya Sai District.
2. V. Bhaskar Naik, S/o V. Thippa Naik, Aged about 41 years, Resident of Door No.7-59, Pedapalli Thanda, Puttaparthi Mandal, Sri Satya Sai District.

Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi-522239.
2. The District Collector, Puttaparthi, Sri Satya Sai District-515134.
3. The Revenue Divisional Officer, Puttaparthi, Sri Satya Sai District-515134.
4. The Tahsildar, Puttaparthi Mandal, Sri Satya Sai District-515134.
5. Srinivasa Nayak, District Level Vigilance and Monitoring Committee (DVMC) Member, Pedapalli Village, Puttaparthi Mandal Sri Satya Sai District-515134.
6. Pedapalli Gram Panchayat, Represented by its Secretary, Pedapalli Village, Puttaparthi Mandal, Sri Satya Sai District-515134.

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 writ, order or direction more particularly one in the nature of a Writ of Mandamus declaring the action of the 4th Respondent-Tahsildar in issuing Rc.No.183/2025 dated 28.03.2026 and seizing the petitioner's property situated in Sy.No.157-1 ad measuring an extent of 145.33 Sq. Yards bounded on the North: Land of Soundarya Bai on the South: Penukonda to Peddapalli Road, East: Praveen Kumar Naik, and on the West: CC Road, situated in Pedapalli Village, Puttaparthi Mandal, Sri Satya Sai District, solely basing on the proceedings of the 3rd Respondent-Revenue Divisional Officer in Rc.No.41/2025 dated 24.03.2026, as illegal, arbitrary, unconstitutional and wholly without jurisdiction, being in gross violation of Articles 21, 300-A, 46, 244 and 338-A of the Constitution of India and against the Principles of Natural Justice.

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 Direct the Respondents No. 3 and 4 to restore the possession and enjoyment of Property in Sy.No.157-1 ad measuring an extent of 145.33 Sq. Yards bounded on the North: Land of Soundarya Bai on the South: Penukonda to Peddapalli Road, East: Praveen Kumar Naik, and on the West: CC Road, situated in Pedapalli Village, Puttaparthi Mandal, Sri Satya Sai District to the Petitioner's by suspending the seizure in Rc.No.183/2025 dated 28.03.2026, Pending disposal of WP No.10350 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 O

Udaya Kumar, Advocate for the Petitioners, and of GP for Revenue for the Respondent Nos. 1 to 4, and of Sri M Sudhir, Standing Counsel for Respondent No.6, the Court made the following.

ORDER

Heard the learned counsel for the petitioners and the learned counsel for the petitioners is permitted to take out personal notice to the 5th respondent and proof of service shall be filed within a period of three (3) weeks from today.

In the meanwhile, the other respondents shall file their counters.

The learned Assistant Government Pleader takes notice for the respondent Nos.1 to 4.

Print the name of the Standing Counsel for the 6th respondent.

This writ petition is filed questioning the action of the 4th respondent-Tahsildar in issuing Rc.No.183/2025 dated 28.03.2026 and seizing the petitioner's property situated in Sy.No.157-1 in an extent of 145.33 Sq. Yds. bounded on the North: Land of Soundarya Bai, South: Penukonda to Peddapalli Road, East: Praveen Kumar Naik and West: CC Road, situated in Pedapalli Village, Puttaparthi Mandal, Sri Satya Sai District solely basing on the proceedings of the 3rd respondent-Revenue Divisional Officer in Rc.No.41/2025 dated 24.03.2026.

The learned counsel for the petitioners submits that the 3rd respondent addressed a letter to the 4th respondent and MPDO, Puttaparthi on the representation given by the 5th respondent in the matter of raising of encroachment in R&B Road in Pedapalli Thanda H/o

Pedapalli Village of Puttaparthi Mandal and unauthorized construction in the government land. Failure to act upon the same, explanation is called for under the said letter of the 3rd respondent addressed to the 4th respondent and the other dated 24.03.2026 directing to take immediate action to seize the unauthorized construction in the said government land without any further delay. In turn, the 4th respondent addressed a letter to the 3rd respondent dated 28.03.2026 informing that he along with MPDO, VRO and Panchayat Secretary inspected the unauthorized construction which was constructed in the land in Sy.No.157-1 and 157-3 of Pedapalli Village and conducted panchanama and seized the constructed house which was constructed unauthorizedly without taking any prior permission from the authorities.

On the other hand, the learned Assistant Government Pleader relying upon the written instructions of the 4th respondent submits that during the District Vigilance Monitoring Committee meeting, the District Vigilance Monitoring Committee members repeatedly insisted the issue and requested for removal of encroachment (which were constructed commercial cum residential complex unauthorizedly). The Revenue Divisional Officer, Puttaparthi directed immediately to take action to seize the encroachment (which were constructed commercial cum residential complex unauthorizedly) in the said government land without any further delay which shall be completed within two days vide Rc.No.41/2025, dated 24.03.2026. As per the said instructions of the RDO, Puttaparthi, the Tahsildar, MPDO, VRO and Panchayat Secretary inspected the encroachment (which were constructed commercial cum residential complex unauthorizedly) in the land in Sy.No.157-1 and 157-3 of Pedapalli Village and conducted panchanama and seized the constructed house i.e., encroachment (which were constructed commercial cum residential complex unauthorizedly) without taking any prior permission from the authorities, which was classified as Rastha

Poramboke i.e., (Penukonda – Pedapalli R&B Road) and Village Site Poramboke. The petitioners have constructed the house unauthorizedly i.e., without taking any prior permission from the authorities, which is classified as Rastha Poramboke and village site poramboke and the 4th respondent will issue notices under Encroachment Act, 1905 to the petitioners by following the due procedure.

In view of the above said facts and circumstances, as it requires detailed consideration, the respondents are directed to file counters.

In the meanwhile, there shall be an order of *status quo* as on today to be maintained with respect to the subject land and alleged unauthorized constructions as covered under the impugned letter of the 4th respondent addressed to the 3rd respondent dated 28.03.2026 pending further orders.

List on 16.06.2026.

//TRUE COPY//

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Revenue Department, Secretariat, Velagapudi, Amaravathi-522239.
2. The District Collector, Puttaparthi, Sri Satya Sai District-515134.
3. The Revenue Divisional Officer, Puttaparthi, Sri Satya Sai District-515134.
4. The Tahsildar, Puttaparthi Mandal, Sri Satya Sai District-515134.

5. Srinivasa Nayak, District Level Vigilance and Monitoring Committee (DVMC) Member, Pedapalli Village, Puttaparthi Mandal Sri Satya Sai District-515134.
6. The Secretary, Pedapalli Gram Panchayat, Pedapalli Village, Puttaparthi Mandal, Sri Satya Sai District-515134. (1 to 5 by RPAD)
7. One CC to Sri O Udaya Kumar, Advocate [OPUC]
8. Two CCs to GP for Revenue, High Court of Andhra Pradesh [OUT]
9. One CC to Sri M Sudhir, Standing Counsel [OPUC]
10. One spare copy

HIGH COURT

BKM, J

DATED: 20/04/2026

LIST ON 16.06.2026

ORDER

WP.NO.10350 OF 2026

STATUS QUO

