

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

**FRIDAY, THE TWENTY FOURTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO
WRIT PETITION NO: 10958 OF 2026**



Between:

Ch.Anjana Devi, W/o Late Sri Ch.Sanjeeva Reddy, Prop. M/s Sri Jaya Durga Medical and General Stores, Hindu, Aged about 56 years, Shop No. 20/1-4, R.R.Bhavan Complex, Bus Stand Road, Machilipatnam, Krishna District. Andhra Pradesh

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration and Urban Development Department, A.P.Secretariat, Velagapudi, Amaravathi, Guntur District. 522 238
2. Machilipatnam Municipal Corporation, Rep by its Commissioner, Machilipatnam, Krishna District, AP 521 001
3. The Executive Engineer (R & B), Machilipatnam, Krishna Division Krishna District, AP 521 001
4. The Deputy Executive Engineer (R & B), Machilipatnam, Krishna Division, Krishna District, AP 521 001
5. The Assistant Executive Engineer (R & B), Machilipatnam, Krishna Division, Krishna District, AP 521 001
6. Akunuri Rangamani, W/o. Govinda Rao, Aged about 65 Years, Occ. House wife R/o D.No. 18/246, Englishpalem, Machilipatnam, Krishna District, AP

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 a writ, order or direction more particularly one on the nature of a writ of mandamus declaring the action of the respondents No. 2,3,4,5 and 6 in trying to demolish the premises at Shop No.20/1-4, R.R.Bhavan Complex, Bus Stand Road, Machilipatnam, Krishna District, Andhra Pradesh, wherein the business is being carried out under the name of M/s Sri Jaya Durga Medical and General Stores by the petitioner herein on the guise of structural soundness of RR Bhavan though the civil suits in OS No. 265 of 2020 and O S No. 20 of 2021 on the file of the 1st Additional Junior Civil Judge Court at Machilipatnam, Krishna, Krishna District are pending for consideration and without following due process of law as being highly illegal, arbitrary, high handed unconstitutional and also against Article 14, 19 and 21 of constitution of india and consequently direct the Respondents No. 2,3,4,5 and 6 not to take any coercive steps to demolish the premises at Shop No.20/1-4, R.R.Bhavan Complex, Bus Stand Road, Machilipatnam, Krishna District, Andhra Pradesh in pursuance of the Lr No. Structural Soundness/ TO/ MTM/2025, Dt.31.12.2025 without following due process of Law;

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 No. 2,3,4,5 and 6 not to take any coercive steps to demolish the premises at Shop No.20/1-4, R.R.Bhavan Complex, Bus Stand Road, Machilipatnam, Krishna District, Andhra Pradesh in pursuance of the Lr No.Structural Soundness/TO/MTM/2025, Dt.31.12.2025 without following due process of Law, Pending disposal of WP 10958 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 SUNEETHA Advocate for the Petitioner, GP MUNICIPAL ADMN AND URBAN DEV AP for Respondent No.1, GP for R & B for R3 to R5, Sri A.S.C.Bose, Standing counsel for R2 and the Court made the following.

ORDER

Learned counsel for the petitioner is permitted to takeout personal notice to respondent No.6 through India Post and file proof of service in the Registry.

The petitioner herein filed a suit against the 6th respondent for permanent injunction and obtained ex parte ad-interim injunction against the 6th respondent.

Learned counsel for the petitioner would submit that while suit is pending for trial, the 6th respondent has sold the property to one Akunuri Rangamani in the year 2023, and at the behest of the unofficial respondent No.6, the respondents Nos.2 to 5 are insisting the petitioner to vacate from the subject property of the writ petition on the ground that the demised premises are under dilapidated condition.

Learned counsel for respondent Nos.3 to 5 would submit that a letter dated 31.12.2025 was addressed to the Principal, JNTU University College of Engineering, Kakinada, for conducting the necessary non-destructive tests.

Learned counsel fairly stated that till today the respondents have not conducted any tests against the building.

It appears that the official respondents are acting at the behest of the unofficial respondent.

Hence, there shall be interim direction as prayed for, for a period of three (03) months.

For filing counter-affidavit, list after Summer Vacation, 2026.

//TRUE COPY//

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Municipal Administration and Urban Development Department, A.P.Secretariat,

Velagapudi, Amaravathi, Guntur District. 522 238 (by **Special Messenger**)

2. The Commissioner, Machilipatnam Municipal Corporation, Machilipatnam, Krishna District, AP 521 001.
3. The Executive Engineer (R & B), Machilipatnam, Krishna Division Krishna District, AP 521 001
4. The Deputy Executive Engineer (R & B), Machilipatnam, Krishna Division, Krishna District, AP 521 001
5. The Assistant Executive Engineer (R & B), Machilipatnam, Krishna Division, Krishna District, AP 521 001
6. Akunuri Rangamani, W/o. Govinda Rao, Aged about 65 Years, Occ. House wife R/o D.No. 18/246, Englishpalem, Machilipatnam, Krishna District, AP(addressee 2 to 6 by **RPAD**) ✓
7. One CC to SRI. THOTA SUNEETHA Advocate [OPUC] ✓
8. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP ,High Court Of Andhra Pradesh. [OUT] ✓
9. Two CCs to GP for R&B, High Court Of Andhra Pradesh. [OUT] ✓
10. One CC to Sri A.S.C.Bose, Standing counsel [OPUC] ✓
11. One spare copy.

HIGH COURT

TRR,J

DATED:24/04/2026

For filing counter-affidavit, list after Summer Vacation, 2026

ORDER

WP.No.10958 of 2026

INTERIM DIRECTION

