

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

TUESDAY, THE 11th DAY OF AUGUST, 2026.

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

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 the earlier order of the High Court dated.24.04.2026 & 23.07.2026 made here in 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

Ms. Harshita, learned counsel, representing Sri K.V.Aditya Chowdary, learned counsel for respondent No.6, submitted that the building in which the subject shop is situated is in a dilapidated condition and that, in the event of any untoward incident, the liability would be upon the owner of the building, i.e., respondent No.6. In fact, the JNTU authorities have issued a Structural Stability Report, opining that the building served more than its age and it is not safe to take up any structural modifications and hence not safe for residential/commercial occupancy as it is in dilapidated stage. Accordingly, they have recommended that the building be completely dismantled. Learned counsel for respondent No.6 has drawn the attention of this Court to the said report, which has been filed along with the counter- affidavit.

Learned counsel for respondent No.2 submitted that the occupants of the building have already vacated the premises, except for the petitioner's subject medical shop.

Learned counsel for the petitioner submitted that one week time may be granted to the petitioner to vacate the subject premises.

Taking into consideration the submissions of learned counsel for the parties, the material available on record and, particularly, the photographs placed before this Court, it is evident that the building is in a dilapidated condition. However, as the petitioner has expressed his intention to vacate the premises within one week, the petitioner is directed to vacate and shift the subject medical shop within one (1) week from today.

Post on 25.08.2026.

//TRUE COPY//

SD/- P.BRAHMA RAO
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 (2 to 6 by Speed Post)
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.

TVSR

HIGH COURT

RC,J

DATED: 11/08/2026

POST ON 25.08.2026.

ORDER

WP.No.10958 of 2026

DIRECTION

