

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

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

:PRESENT:

The HONOURABLE SMT JUSTICE SUMATHI JAGADAM

WRIT PETITION NO: 10490 OF 2025

Between:

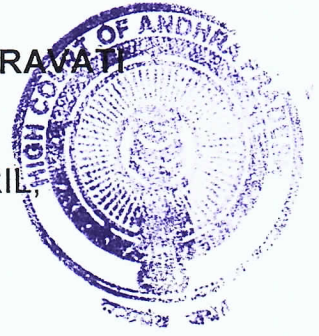
1. Duvvuru Venkata Sesha Reddy, S/o. Subba Rami Reddy, aged about 60 years, Occu Fresh Water Aquaculture Farm R/o. Vidavalur Village and Mandal, S.P.S.R. Nellore District.
2. Duvvuru Anitha, W/o. Venkata Sesha Reddy, aged about 58 years, Occu Fresh Water Aquaculture Farm R/o. Vidavalur Village and Mandal, S.P.S.R. Nellore District.

...Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Irrigation and Water Resources Department, Secretariat Buildings, Velagapudi Village, Tullur Mandal, Guntur District.
2. The Superintending Engineer, Irrigation Department, Ramalingapuram, Nellore, SPSR Nellore District.
3. The Deputy Executive Engineer, Irrigation Department, Buchireddypalem Municipality, SPSR Nellore District.
4. The Assistant Executive Engineer, Irrigation Department, Kovur Section, Kovur Village and Mandal, SPSR Nellore District.
5. The Tahsildar, Vidavalur Mandal, SPSR Nellore District.
6. Devalla Siva Kota Reddy, , S/o. Gopal Reddy, aged about 70 years, R/o. Chinna Cherukuru Village, Thotapalli Gudur Mandal, SPSR Nellore District.

...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 Orders more particularly one in the nature of Writ of Mandamous declaring the action of the 4th respondent in removing the part of the bund leftside along with silt in the Drainage Channel which leads from Doruvumitta to Mudivarthi Tank situated near Manmadharaopet up to the lands of the Petitioners only, situated in Sy.No. 1443 of Vidavalur, to an extent of Ac. 2.73 cents, Sy.No. 1337-2B of Vidavalur, to an extent of Ac. 4.90 cents, Sy.No.1441 of Vidavalur, to an extent of Ac. 4.00 cents, without any grant sanctioned by the Government, at the instance of the 6th respondent, is illegal, arbitrary and violation of Article 14 and 300-A of the Constitution of India and consequently direct the respondents to remove the Silt in the Drainage Channel which leads from Doruvumitta to Mudivarthi Tank situated near Manmadharaopet up to Mudivarthi Tank.

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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 remove the leftside bund of the Drainage Channel along with silt in the Drainage Channel which leads from Doruvumitta to Mudivarthi Tank situated near Manmadharaopet up to the lands of the Petitioners only, situated in Sy.No. 1443 of Vidavalur, to an extent of Ac. 2.73 cents, Sy.No. 1337-2B of Vidavalur, to an extent of Ac. 4.90 cents, Sy.No.1441 of Vidavalur, to an extent of Ac. 4.00 cents, without any grant sanctioned by the Government, at the instance of the 6th respondent, Pending disposal of WP 10490 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 Madhava Rao Nalluri, Advocate for the Petitioners, GP for Irrigation for the

Respondent Nos.1 to 4 and of GP for Revenue for the respondent No.5, the Court made the following

ORDER:

“Learned counsel for the petitioner is permitted to take out personal notice to respondent No.6 by registered post with acknowledgment due and file proof of service in the Registry.

Post the matter after Summer Vacation, 2025.

In the meantime, the respondents are directed not to take any coercive steps against the petitioner’s lands without following due procedure.”

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

F.

To,

1. The Principal Secretary, State of Andhra Pradesh, Irrigation and Water Resources Department, Secretariat Buildings, Velagapudi Village, Tullur Mandal, Guntur District.(by Special Messenger)
2. The Superintending Engineer, Irrigation Department, Ramalingapuram, Nellore, SPSR Nellore District.
3. The Deputy Executive Engineer, Irrigation Department, Buchireddypalem Municipality, SPSR Nellore District.
4. The Assistant Executive Engineer, Irrigation Department, Kovur Section, Kovur Village and Mandal, SPSR Nellore District.
5. The Tahsildar, Vidavalur Mandal, SPSR Nellore District.

6. Devalla Siva Kota Reddy, S/o. Gopal Reddy, aged about 70 years, R/o. Chinna Cherukuru Village, Thotapalli Gudur Mandal, SPSR Nellore District.(Addressee nos.2 to 6 by RPAD)
7. One CC to Sri Madhava Rao Nalluri, Advocate [OPUC]
8. Two CCs to Government Pleader for Irrigation & CAD, High Court of Andhra Pradesh. [OUT]
9. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
10. **One spare copy**

CVSS

HIGH COURT

JS,J

DATED:23/04/2025

POST THE MATTER AFTER SUMMER VACATION, 2025.

ORDER

WP.No.10490 of 2025

DIRECTION

