

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

TUESDAY, THE THIRTIETH DAY OF JUNE

TWO THOUSAND AND TWENTY SIX



**:PRESENT:
THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI
WRIT PETITION NO: 10848 OF 2025**

Between:

1. Shaik Ahmed Pasha, S/o. Late Shaik Mohiddin, Aged about 57 years, Occ: AC Mechanic, R/o. D.No. 12-3-18/1, Raja Rajeswari Street, Narsapuram, West Godavari District.
2. Shaik Eetimsha vali, S/o. Late Shaik Mansi, Aged about 49 years, Occ: Auto-driver, Residing at D.No.12-3-16/3, Raja Rajeswari Street, Narsapuram, West Godavari District.

Petitioners

AND

1. The State of Andhra Pradesh, rep., by its Principal Secretary, Social Welfare Department, Secretariat Buildings, Velagapudi, Guntur District.
2. The District Collector, West Godavari District, Eluru.
3. The Andhra Pradesh State WAQF board, Rep. by its Chief Executive Officer, Vijayawada.
4. The Inspector-Auditor, WAQF board, Collectorate, Eluru, West Godavari District.
5. The Tahsildar, Mogalturu Mandal, West Godavari District.
6. Y.V. Dharma Rao, S/o. Y. Sreeramulu, Aged about 70 years, R/o. Mogalturu Village and Mandal, West Godavari District.

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 an appropriate order or direction more particularly one in the nature of Writ of Mandamus declaring the action on the part of the

respondent No.2 to 4 in granting lease hold rights for the land in an extent of Ac. 4.83 cents in Sy.No.521/1 of Mogalturu Village and Mandal, West Godavari District for a period of 3 years treating it as WAQF property, eventhough, a declaratory decree has been granted in favour of our parents in O.S.No.15 of 1985 on the file of Sub-ordinate Judge, Narsapur vide the Judgement and Decree, dated 30.04.1994, which is confirmed in Appeal Suit in AS No.48 of 1994 vide the Judgement and Decree, dated 07.03.2000 on the file of the Court of the IInd Additional District Judge, West Godavari District at Eluru, which attained finality as arbitrary, illegal, colourable exercise of power and contrary to the well-established legal principles, apart from being violative of the fundamental rights guaranteed to us under Articles 14,19, 21 and 300-A of the Constitution of India and consequently direct the respondents No. 3 to 6 not to interfere with our rights over the land in an extent of. Ac. 4.83 cents in Sy.No.521/I of Mogalturu Village and Mandal, West Godavari District.

IA NO: 1 OF 2025

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 to 6 not to carry out any activity in the land in an extent of Ac. 4.83 cents in Sy.No.521/1 of Mogalturu Village and Mandal, West Godavari District, pending disposal of WP 10848 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 the High Court earlier orders dated 05.01.2026 & 10.03.2026 made herein and upon hearing the arguments of SRI V R REDDY KOVVURI Advocate for the Petitioners, GP FOR SOCIAL WELFARE Advocate for the Respondent No.1, GP FOR REVENUE for the Respondent Nos.2 & 5, SRI M SOHAIL SHAREEF appearing on behalf of SRI SHAIK KAJA BASHA, Standing Counsel for the Respondent Nos.3 & 4 and the Court made the following;

ORDER

Learned Standing Counsel sought four weeks time for filing counter.

Post on 28.07.2026.

In the meantime, learned Standing Counsel is directed to supply a copy of the counter to the petitioner so as to enable the petitioner to file a reply, if any.

Interim order granted earlier is extended for a further petition of eight (08) weeks.

//TRUE COPY//

SD/- K.R.V.S.SUBHRAHMANYAM
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. One CC to SRI V R REDDY KOVVURI, Advocate [OPUC]
2. One CC to SRI SHAIK KAJA BASHA, Standing Counsel [OPUC]
3. Two CCs to GP FOR SOCIAL WELFARE/, High Court Of Andhra Pradesh. [OUT]
4. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh [OUT]
5. One spare copy

HIGH COURT

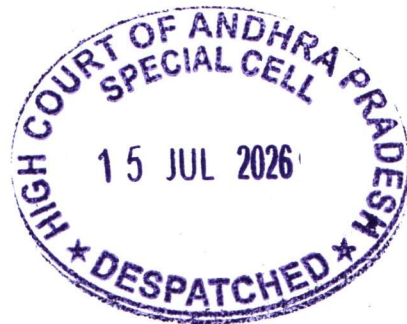
RC,J

DATED: 30.06.2026

Post on 28.07.2026.

ORDER

WP.No.10848 of 2025



INTERIM ORDER EXTENDED