

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

**THURSDAY, THE THIRTY DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**



: PRESENT:

HONOURABLE THE CHIEF JUSTICE MRS LISA GILL

AND

THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO

WRIT APPEAL NOs: 484 & 485 OF 2026

WRIT APPEAL No: 484 OF 2026

(Writ Appeal under Clause 15 of the Letters Patent, is preferred against the order made in W.P. No.17100 of 2025, dated 31.03.2026, on the file of the High Court)

Between:

M/s Chaturbhuja Properties, Office at 59A-21-7/1A, Flat No.101, Venkat Meadows, RR Gardens, Patamata, Vijayawada, NTR District, Andhra Pradesh, Rep., by its Authorised Person.

Appellant

AND

1. M/s Pavan Granite Metal Works, 305/3, Quarry Road, Paritala Village, Kanchikacherla Mandal, NTR District, Andhra Pradesh, Rep., by its Managing Partner, Chintala Ramamohana Rao, S/o Venkateswarlu, Aged 68 years, R/o 1-126, Main Bazar, Paritala village, Kanchikacherla Mandal, NTR District, Andhra Pradesh

2. M/s Sri Gayathri Minerals and Infra Projects, Sy.No.315-B Part, 318-3A, Paritala Village, Kanchikacherla Mandal, NTR District, Andhra Pradesh Rep., by its Managing Partner, Vaddepalli Srinu Babu, S/o Siva Sankara Rao, aged 43 years, R/o Flat No.404 A-Block, Palm Springs, Srinivasaraopet, Guntur, Guntur District, Andhra Pradesh.
3. M/s Kanaka Durga Stone Crusher, Sy.No.292/1,292/2, 292/3A, Paritala village, Kanchikacherla Mandal, NTR District, Andhra Pradesh Rep., by its Managing Partner, Abburi Pardhasaradhi, S/o Srinivasa Rao, aged 20 years, R/o Flat No.404, Karthikeya Residency, Veterinary Hospital Road, Ibrahimpatnam, NTR District, Andhra Pradesh.
4. M/s Sarvani Industries Private Limited, Sy.No.284 and 286, Paritala Village, Kanchikacherla Mandal, NTR District, Andhra Pradesh Rep., by its Director, Peddireddy Gopala Reddy, S/o Ramireddy, aged 63 years, R/o 12/455/3/1 A, Bypass Road, Opposite Aravinda School, Krishna Nagar, Tadepalli, Guntur District, Andhra Pradesh, 522501. ...

Respondents/ Writ Petitioners

5. The State of Andhra Pradesh, Rep., by its Principal Secretary (Municipal Administration and Urban Development Authority) Secretariat Buildings at Velagapudi, Guntur District Andhra Pradesh, 522237.
6. The Andhra Pradesh Capital Region Development Authority, (APCRDA), Vijayawada, NTR District, Andhra Pradesh, Rep., by its Commissioner, 520002
7. The District Collector, NTR District, Andhra Pradesh, 520001
8. The Commissioner and Director of Mines and Geology, Ibrahimpatnam, Vijayawada, NTR District, Andhra Pradesh, 501506
9. The District Mines and Geology Officer, NTR District, Andhra Pradesh

10. The Andhra Pradesh Pollution Control Board, D.No.33-26-14 D/2,
Near Sunrise Hospital, Pushpa Hotel Centre, Chalamalavari Street,
Kasturibaipet, Vijayawada, NTR District, Andhra Pradesh

Respondents/Respondents 1 to 5 and 7

The petition, coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court order dated 23.03.2026 made herein and upon hearing the arguments of Sri Venkat Sailendra G, Advocate for the Appellants, and of Sri V Sai Kumar, Advocate for the Respondent Nos. 1 to 4, and of GP FOR MA & UD for Respondent No.5, and of Smt S Pranathi, Standing Counsel for Respondent No.6, , and of GP for Revenue for Respondent No.7, and of GP for Mines & Geology for Respondent Nos. 8 & 9, and of Sri B V Rama Rao, Standing Counsel for Respondent No.10, the Court made the following.

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 writ petition, the High Court may be pleased to suspend the impugned order dated 31.03.2026, passed by the learned single judge in W.P No. 17100 of 2025, Pending disposal of WA No.484 of 2026 on the file of the High Court.

WRIT APPEAL No: 485 OF 2026

(Writ Appeal under Clause 15 of the Letters Patent, is preferred against the order made in W.P. No.17548 of 2025, dated 31.03.2026, on the file of the
High Court)

M/s. Chaturbhuja Properties, Office at 59A-21-7/1A, Flat No.101, Venkat Meadows, RR Gardens, Patamata, Vijayawada, NTR District Andhra Pradesh,
Rep., by its Authorized Person

Appellant/7th Respondent

AND

1. Modern Crushers, Sy No 305/4A, 304/1A, 310/3, 305/3, 308/2, 309/3C, 310/1A, 311/1A, Paritala Village, Kanchikacherla Mandal, NTR District, Andhra Pradesh, Represented by Thotakura Purnachandra Rao, S/o Rama Rao Age 50 years Residence 32237/1 Bypass Road Kondapalli NTR District A P. 521228
2. M/s V N Associates, RS No 338/1 2 and 334/1 2 Donabanda, Kanchikacherla Mandal, NTR District, Andhra Pradesh Represented by Challagundia Nageswara Rao, S/o Suraiah, Age 68 years, Residence 297/1, Guntupalli Railway Road, NTR District, A P. 521 241
3. M/s Vijaya Durga Stone Crusher, Plot No. 314/1, Paritala Village and Panchayat, Kanchikacherla Mandal, NTR District, Andhra Pradesh, Rep by its Managing Partner Bhagam Thrivikramu, S/o Radha Krishna Murthy, Age 53 Years, R/o 5420/101C, Flat No 401, Lords Avenue, Srinagar Colony, Akkineni Womens Hospital Road, Bharathi Nagar, Vijayawada, NTR District, Andhra Pradesh - 520008
4. M/s S R K Stone Crusher, Sy No 346,364/2, Paritala Village Kanchikacherla Mandal, NTR District, Andhra Pradesh, Represented by Maganti Hanumantha Rao, S/o Pitchaiah, Age 55 years, Residence 8168J1, Raithupeta, Kakatiya Nagar, Nandigama, NTR District, Andhra Pradesh - 520009

Respondents/Writ Petitioners

5. The State of Andhra Pradesh, Rep., by its Principal Secretary (Municipal Administration and Urban Development Authority) Secretariat Buildings at Velagapudi, Guntur District - 520008 Andhra Pradesh.

6. The Andhra Pradesh Capital Region Development Authority (APCRDA), Vijayawada, NTR District, Andhra Pradesh - 521456 Rep., by its Commissioner.
7. The District Collector, NTR District, Andhra Pradesh -520008
8. The Commissioner and Director of Mines and Geology, Ibrahimpatnam, Vijayawada, NTR District, Andhra Pradesh - 521 456
9. The District Mines and Geology Officer, NTR District, Andhra Pradesh - 520008
10. The Andhra Pradesh Pollution Control Board, D.No.33-26-14 D/2, Near Sunrise Hospital, Pushpa Hotel Centre, Chalamalavari Street, Kasturibaipet, Vijayawada, NTR District, Andhra Pradesh 520022

Respondents

The petition, coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court order dated 23.03.2026 made herein and upon hearing the arguments of Sri Venkat Sailendra G, Advocate for the Appellants, and of Sri Dheera Kanishka, Advocate for the Respondent Nos. 1 to 4, and of GP FOR MA & UD for Respondent No.5, and of Smt S Pranathi, Standing Counsel for Respondent No.6, , and of GP for Revenue for Respondent No.7, and of GP for Mines & Geology for Respondent Nos. 8 & 9, and of Sri B V Rama Rao, Standing Counsel for Respondent No.10, the Court made the following.

COMMON ORDER

Learned counsel for appellant submits that requirement of mining/blasting area being at a distance of 1 km from any commercial or residential site was limited to facts and circumstances of the case before Hon'ble the Supreme Court in Md. Haroon Ansari and another Vs. The District Collector, Ranga Reddy District, 2004 (1) SCC 491. In the present

case, for the sake of arguments, even if it is so accepted to be the norm, though not accepted as such, the petitioner's land is at a distance of 1.3 km.

District Collector, NTR District, is directed to have necessary exercise carried out in order to ascertain distance between the land of appellant and mine blasting area.

This exercise shall be carried out within next fifteen (15) days with notice to parties and affected parties of time and date fixed, so that they can ensure their presence on said date.

List on 25.06.2026.

SD/- T.SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The District Collector, NTR District, Andhra Pradesh
2. One CC to Sri Venkat Sailendra G Advocate [OPUC]
3. One CC to Sri V Sai Kumar, Advocate [OPUC]
4. One CC to Sri Dheera Kanishka, Advocate [OPUC]
5. One CC to Smt S.Pranathi, Standing Counsel [OPUC]
6. One CC to Sri B.V Rama Rao, Standing Counsel [OPUC]
7. Two CCs to GP for Revenue, High Court of AP [OUT]
8. Two CCs to GP for MA & UD, High Court of AP [OUT]
9. Two CCs to GP for Mines & Geology, High Court of AP [OUT]
10. One spare copy

HIGH COURT

HC, J

&

RRR, J

DATED: 30/04/2026

LIST ON 25.06.2026

ORDER

WRIT APPEAL NOs: 484 & 485 OF 2026

DIRECTION

