

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE: W.P.No.12729 of 2026

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
1.	04.05.2026	<u>BKM, J</u> Heard the learned counsel for the petitioner and the learned counsel for the petitioner is permitted to take out personal notice to the 4th respondent and proof of service shall be filed within a period of three (03) weeks from today. The learned Assistant Government Pleader for Revenue takes notice for the respondent Nos.1 to 3, to file counter affidavit. The impugned order appears to have been passed under Section 166 (1) of BNNS, 2023, after giving notice and hearing of the parties concerned specifically the petitioner and the 4th respondent herein basing upon the documents submitted by them. The fencing raised by the petitioner on the boundaries of the subject lands in between the lands of the petitioner and the 4th respondent is directed to be removed to enable the unofficial respondent to have access to their land as a house site passage. The learned counsel for the petitioner submits that the easementary right of the parties concerned cannot be decided by the 3rd respondent and the 4th respondent ought to have	Contd..,

		approached the Civil Court for the said purpose. The learned Assistant Government Pleader appearing for the official respondent Nos.1 to 3 submits that by exercising the powers of the Executive Magistrate under Section 166 (1) of the BNSS, 2023, the 3rd respondent passed the impugned order. In view of the above said facts and circumstances, the veracity of the case can be examined only after service of notice on the unofficial respondent and no interim relief can be granted at this stage. List on 29.06.2026. BKM, J <i>PGT</i>	
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