

[3206]

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

THURSDAY, THE FOURTH DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO
WRIT PETITION NO: 11765 OF 2023



Between:

1. Thati Sudha Devi, W/o Thati Sudha Prasad, Aged about 44 years R/o D.No. 1-90-d, Yadava Street Muddanur Mandal Y.S.R Kadapa District.
2. Thati Sudha Prasad, S/o T.Subbaramaiah, Aged about 53 years R/o D.No. 1-90-d, Yadava Street Muddanur Mandal Y.S.R Kadapa District.

Petitioners

AND

1. The State Of Andhra Pradesh, Rep. by the Principal Secretary, Panchayatraj and Rural Development Department, Secretariat, Amaravathi.
2. District Collector, YSR Kadapa District,
3. District Panchayat Officer, Kadapa Y.S.R Kadapa District.
4. Muddanur Grama panchayat, Muddanur Mandal, Y.S.R Kadapa District. Represented by its Executive Authority cum Panchayat Secretary.
5. Mandal Surveyor, Muddanur Mandal, YSR Kadapa District.
6. Village Surveyor, Muddanur Village and Mandal, Y.S.R Kadapa 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 order or writ or direction more particularly one in the nature of writ of mandamus,

a. to declare the action of 4th respondent in issuing impugned notice dated 20-04-2023 and demolishing the compound wall of the petitioner's residential house bearing Door No. 1/90-D, Golla street of Muddanur Village and Mandal without following the due process of law envisaged under Rule 4 (i) and (ii) issued in G. O. Ms. No. 188 Panchayat Raj and Rural Development (Rules) dt. 21-07-2011 and consequently direct the respondents to re-construct the demolished structure.

b. to direct the respondents more particularly 4th respondent to consider the representation of the petitioner dated 21-04-2023 submitted for conducting Survey of the entire street and to remove encroachments following the due procedure of Law.

IA NO: 1 OF 2023

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 to consider the representation of the petitioners dated 21-04-2023 submitted for conducting Survey of the entire street and to remove encroachments following the due procedure of Law, Pending disposal of WP 11765 of 2023, 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 T Diwakar Reddy Advocate for the Petitioners, GP for Panchayat Raj Rural Dev for the

Respondent Nos.1 to 3, Sri G.Venkata Reddy, Standing Counsel for the Respondent No.4, GP for Revenue for the Respondent Nos.5 & 6 , and the Court made the following

ORDER

"Sri G. Venkata Reddy, learned Standing Counsel for Gram Panchayat, seeks time to obtain instructions.

Post on 14.06.2023.

In the meanwhile, the representation of the petitioner, dated 21.04.2023, for conduct of a survey to demarcate the road margin of the entire street in front of the house of the petitioner, shall be considered and appropriate orders shall be passed by the respondent No.4 within a period of two weeks from the receipt of this order."

**Sd/- B. CHITTI JOSEPH
ASSISTANT REGISTRAR**

//TRUE COPY//

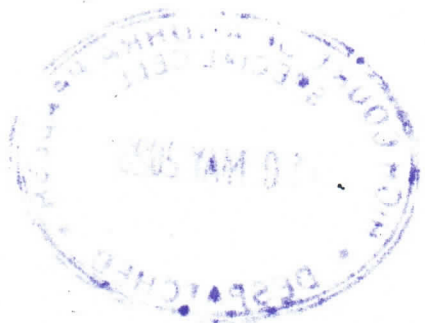
For

SECTION OFFICER

To,

1. The Principal Secretary, Panchayatraj and Rural Development Department, State Of Andhra Pradesh, Secretariat, Amaravathi.
2. District Collector, YSR Kadapa District,
3. District Panchayat Officer, Kadapa Y.S.R Kadapa District.
4. Executive Authority cum Panchayat Secretary ,Muddanur Grama panchayat, Muddanur Mandal, Y.S.R Kadapa District
5. Mandal Surveyor, Muddanur Mandal, YSR Kadapa District.
6. Village Surveyor, Muddanur Village and Mandal, Y.S.R Kadapa District.(1 to 6 by RPAD)
7. One CC to Sri T Diwakar Reddy Advocate [OPUC]
8. Two CCs to GP for Panchayat Raj Rural Dev, High Court Of Andhra Pradesh. [OUT]
9. Two CCs to GP for Revenue, High Court Of Andhra Pradesh. [OUT]
10. One CC to Sri G.Venkata Reddy, Standing Counsel [OPUC]
11. One spare copy

RVK



HIGH COURT

RRRJ

DATED:04/05/2023

POST ON 14.06.2023

ORDER

WP.No.11765 of 2023

DIRECTION

