



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3233]

**TUESDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION NO: 11925/2026

Between:

1. B GOPAL, S/O B.NARAYANAPPA, AGED ABOUT 50 YEARS, R/O
KOTHACHERUVU VILLAGE AND MANDAL, SRI SATYASAI DIST.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, REVENUE DEPARTMENT, SECRETARIAT,
VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT. 522238

2. THE DISTRICT COLLECTOR, SRI SATYASAI DISTRICT. 515001

3. THE REVENUE DIVISIONAL OFFICER, PUTTAPARTHI, SRI
SATYASAI DISTRICT 515001

4. THE TAHSILDAR, KOTHACHERUVU, SRI SATYASAI DISTRICT,
515001

5. P S SAI KRISHNA, S/O PEDDA SANJEEVU GARI VENKANNA,
AGED MAJOR, R/O 2-6, MAIN ROAD, KOTHACHERUVU VILLAGE
AND MANDAL, SRI SATYASAI DIST. 515001

...RESPONDENT(S):

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 or Direction more particularly one in the nature of Writ of Mandamus, declaring the action of the 4th respondent in passing an order vide R.C.No.99/2026 dated 23-04-2026 as illegal, arbitrary and violation of Article 300-A of the Constitution of India and consequently set aside the same and pass

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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 stay all further proceedings in R.C.No.99/2026 dated 23-04-2026 passed by the 4th respondent pending disposal of this writ petition and pass

Counsel for the Petitioner:

1.M KARIBASIAH

Counsel for the Respondent(S):

1.GP FOR REVENUE

The Court made the following ORDER:

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader appearing for the respondent Nos.1 to 4.

2. The issuance of notice to the 5th respondent is dispensed with as no prejudice would cause to him, even if it is disposed of in his absence.

3. This Writ Petition is filed questioning the order of eviction *vide* R.C.No.99/2026, dated 23.04.2026, issued by the 4th respondent under Section 6 of the Andhra Pradesh Land Encroachment Act, 1905, to vacate the subject land as detailed in the said impugned order, within 7 days from the date of receipt of the said notice.

4. The learned counsel for the petitioner submits that in pursuance of the Form 7 Notice dated 02.04.2026, the petitioner submitted the reply legal notice dated 06.04.2026, but the same was not considered and without giving due opportunity and without conducting any enquiry, the 4th respondent passed the above said impugned order dated 23.04.2026.

5. On the other hand, the learned Assistant Government Pleader appearing for the respondent Nos.1 to 4, submits that if the petitioner submits explanation to the Form 7 Notice dated 02.04.2026, the same will be considered by the 4th respondent, following the due procedure.

6. In view of the above said facts and circumstances, the petitioner is permitted to submit explanation to the above said Form 7 Notice dated 02.04.2026, enclosing all the necessary documents in support of his claim, within a period of two (02) weeks from the date of receipt of copy of this Order.

On receipt of such explanation from the petitioner (but not the legal notice), the 4th respondent shall proceed with the necessary enquiry, pursuant to the above said Form 7 Notice dated 02.04.2026, strictly in accordance with law, by hearing all the parties concerned, including the petitioner and the 5th respondent, giving due opportunity, upon verification of the records and the subject land as detailed in the Form 7 Notice dated 02.04.2026, appropriate decision shall be taken on its own merits, as expeditiously as possible, preferably, within a period of three (03) months thereafter. Pending the enquiry, there shall be an order of *status-quo*, as on today to be maintained with respect to the subject land covered under the Form 7 Notice of the 4th respondent dated 02.04.2026. For the purpose of conducting the above said enquiry, the impugned notice of the 4th respondent dated 23.04.2026 is set-aside herewith and uninfluenced by the same, the above said enquiry shall be conducted.

7. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel, Interlocutory Applications pending, if any, shall stand closed.

JUSTICE B KRISHNA MOHAN

28.04.2026
SCH

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THE HON'BLE SRI JUSTICE B. KRISHNA MOHAN

W.P.No.11925 of 2026

Date: 28.04.2026

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