

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

TUESDAY, THE 21ST DAY OF JULY 2026

:PRESENT:

THE HONOURABLE SRI JUSTICE HARINATH N

WRIT PETITION NO: 12808 OF 2026



Between:

1. Dara Soundarya, W/o.Sravan, aged about 28 years, R/o. 4-9-456, Kamatiharijanawada Near Himalaya school, Nawabpet, Nellore District, Andhra Pradesh- 524002.
2. Damavarapu Dasu, S/o. Swamy Dasu, aged about 61 years, R/o. 4/4/2, (Old House No.4-9-428) Kamati harijanawada, Nawabpeta, Nellore District, Andhra Pradesh- 524002.
3. Bandela Anuradamma, . W/o. Late Jacobu, aged about 63 years, R/o. 4-1-24, (Old House No.4/23) Kamatiharijanawada, Nawabpet, Nellore District, Andhra Pradesh- 524002.
4. Dhana Prasanamma, W/o Late Rangaiaha, aged about 58 years, R/o. 4-9-426, Kamatiharijanawada, Nawabpet, Nellore District, Andhra pradesh- 524002.
5. Damavarapu Arogyaswamy, S/O Late James, aged about 49 years, R/o.4-94-27, (Old House No.4/5) Kamatiharijanawada, Nawabpet, Nellore District, Andhra Pradesh- 524002.
6. Rayapu Adam, S/o Late Ramaiah, aged about 41 years, R/o. 4-9-410, (Old House No.4/36/H) Kamatiharijanawada, Nawabpet, Nellore District, Andhra Pradesh- 524002.

Petitioners

AND

1. The State of Andhra Pradesh, Rep., by its Principal Secretary, Municipal Administration department, Secretariat Buildings, Velagapudi, Amaravati, Guntur District.

2. The Municipal Corporation of Nellore, Rep. by its Commissioner, Nellore, SPSR Nellore District.
3. The Superintendent of Engineer, Irrigation Circle, Ramalingapuram, Nellore, SPSR Nellore District.
4. The Junior Engineer, Nellore Central Division, Irrigation Circle, Ramalingapuram, Nellore, SPSR Nellore District.
5. The Assistant City Planner, Municipal Corporation of Nellore SPSR Nellore District.
6. The Ward Secretary, 8th Ward, Municipal Corporation of Nellore SPSR Nellore District.
7. The Station House Officer, Nawabpet Police Station, Nellore City, SPSR Nellore District.

Respondents

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 an order, direction or writ, more particularly one in the nature of writ of Mandamus, declaring the action of the respondents in issuing the impugned order vide Roc.No.01/Encroachment Notice/NMC/WPRS-25/2026, dated 04.04.2026, directing the petitioners to remove the alleged encroachments within 7 days, in respect of the residential houses situated at 1) Door No.4-9-456, 2) Door No.4/4/2, 3) Door No.4-1-24, 4) Door No.4-9-426, 5) Door No.4-9-427 and 6) Door No.4-9-410, all situated at Kamati Harijanawada, Nawabpet, SPSR Nellore District, as illegal, arbitrary, without proper consideration of their explanation and against the provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 and consequently direct the respondents not to further demolish or interfere with the possession and enjoyment of the petitioners residential houses, situated in 1) Door No.4-9-456, 2) Door No. 4/4/2, 3) Door No. 4-1-24, 4) Door No. 4-9-426, 5) Door No. 4-94- 427 and 6) Door No. 4-9-410, respectively, Kamati Harijanawada, Nawabpet, SPSR Nellore District

IA NO: 1 OF 2026

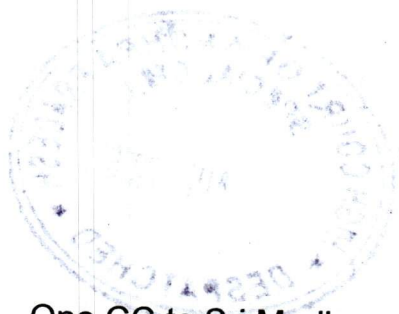
Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 2nd Respondents not to demolish the Petitioners' houses situated in 1) Door No.4-9-456, 2) Door No. 4/4/2, 3) Door No. 4-1-24, 4) Door No. 4-9-426, 5) Door No. 4-94-427 and 6) Door No. 4-9-410, respectively, Kamati Harijanawada, Nawabpet, SPSR Nellore District, Pending disposal of WP No.12808 of 2026, 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 earlier orders of the High Court dt. 01.05.2026 03.07.2026 made herein and upon hearing the arguments of Sri Madhava Rao Nalluri Advocate for the Petitioners, GP For Municipality for the Respondent No.1, Sri A.S.C. Bose, Standing Counsel for the Respondents No.2, 5 & 6, GP For Irrigation for the Respondent No.3 and of GP For Home for the Respondent No.7, the Court made the following;

ORDER:

For filing counters, post the matter on 11.08.2026.

Interim order granted earlier shall stand extended till then.



//TRUE COPY//

SD/- M.VENKATESWARA RAO
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. One CC to Sri Madhava Rao Nalluri Advocate [OPUC]
2. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP, High Court of Andhra Pradesh. [OUT]
3. Two CCs to GP for Irrigation, High Court of AP [OUT]
4. Two CCs to GP for Home, High Court of AP [OUT]
5. One spare copy

HIGH COURT

HN,J

DATED: 21/07/2026

ORDER

POST THE MATTER ON 11.08.2026

WP.No.12808 of 2026



INTERIM ORDER EXTENDED