

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE TWENTIETH DAY OF JUNE,
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

IA No. 1 OF 2024

IN

WP NO: 12637 OF 2024



Between:

1. Nangi Narayana Reddy, S/o Parameswara Reddy, Aged 29 years, R/o Yarrasanivari Palle, Talupula Mandal, Ananthapuramu District.
2. Chennapu Chenna Reddy, S/o Chenna Reddy, Aged 62 years, R/o Chinna Guravaluru, Chapadu Mandal, YSR Kadapa District.

...Petitioners

(Petitioner in WP 12637 OF 2024
on the file of High Court)

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Municipal Administration, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Kadapa Municipal Corporation, Rep. by its Commissioner, Kadapa, YSR Kadapa District.
3. The Kadapa Urban Development Authority, Rep., by its Vice Chairman, Kadapa, YSR Kadapa District.
4. S. Subba Reddy, S/o Reddy Raja, Aged _ years, R/o D.No. 1/2348, APHB Colony, Kadapa, YSR Kadapa District

...Respondents

(Respondents in-do-)

Counsel for the Petitioners : SRI K.JYOTHI PRASAD

Counsel for the Respondent No.1: GP FOR MUNICIPAL ADMN URBAN
DEV

Counsel for the Respondent No.2: SRI K SURESH KUMAR REDDY

Counsel for the Respondent No.3: SRI K SRINIVASA REDDY

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 direct the respondents not to approve the Layout File No.1013/0002/LP/KAD/2024 submitted by the 4th respondent herein, during the pendency of the above writ petition in the interest of justice, pending disposal of WP No.12637 of 2024, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

“Heard.

Sri K.Jyothi Prasad, learned counsel for the petitioners submitted that the petitioners are the absolute owners of the subject property having purchased the same under registered sale deed on 19.11.2022. He further submitted that, the 4th respondent has submitted an application for approval of layout (Technical Layout Pattern) in his land, showing petitioners' land as Access/Approach Road, against which the petitioners have made representations dated 01.03.2024 and 18.06.2024 requesting not to approve the said layout. But without considering the said representations and passing orders on the same, the respondents have recommended for issuance of Technical Layout Pattern vide remarks dated 18.06.2024. If the said layout is approved, the rights of the petitioners would be affected. Hence, prayed to pass appropriate orders protecting the interest of the petitioners.

The record would reveal that the petitioners have purchased the subject property under registered sale deed on 19.11.2022. As rightly contended by the learned counsel for the petitioners, if the said layout is approved, the rights of the petitioners would be affected. Therefore,

having found that the petitioners could make out a point for consideration in the writ petition, this court is inclined to grant the following order as an interim measure:

The respondent authorities are directed not to approve the Layout file No.1013/00028LP/KAD/2024 submitted by the 4th respondent for a period of four(04) weeks.”

//TRUE COPY//

For

SD/-SK MD RAFI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Department of Municipal Administration, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Commissioner, Kadapa Municipal Corporation, Kadapa, YSR Kadapa District.
3. The Vice Chairman, Kadapa Urban Development Authority, Kadapa, YSR Kadapa District.
4. S. Subba Reddy, S/o Reddy Raja, R/o D.No. 1/2348, APHB Colony, Kadapa, YSR Kadapa District (Addressee Nos.1 to 4 by RPAD)
5. One CC to Sri. K.Jyothi Prasad, Advocate [OPUC]
6. Two CCs to GP for Municipal Admn Urban Dev, High Court of Andhra Pradesh. [OUT]
7. One CC to Sri K.Suresh Kumar Reddy, Standing Counsel [OPUC]
8. One CC to Sri K.Srinivasa Reddy, Standing Counsel [OPUC]
9. One spare copy

HIGH COURT

RC,J

DATED:20/06/2024

NOTE: POST ON 04.07.2024

ORDER

**IA.No.1 OF 2024
IN
WP.No.12637 of 2024**

INTERIM DIRECTION

