



(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
THURSDAY, THE FIRST DAY OF JUNE
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE VENUTHURUMALLI GOPALA KRISHNA RAO
WRIT PETITION NO: 13615 OF 2023

Between:

Motupalli Raghavulu, W/o.Motupalli Raju, Age. 54 years, Occ. Agriculture, R/o. Kuppanapudi Village, Akividu Mandal, West Godavari District, Andhra Pradesh - 534235.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Fisheries Department, 4th Block, Room No.188, Ground Floor, A.P.Secretariat Office, Velagapudi, Guntur District-522237.
2. The Commissioner of Fisheries, Government of Andhra Pradesh Poranki, Bunder Road, Vijayawada -521137.
3. The District Collector, West Godavari District at Eluru-534007.
4. The Assistant Director of Fisheries, Bhimavaram, West Godavari District-534275
5. The Fisheries Development Officer, Akividu, West Godavari District-534235.
6. The Tahsildar, Akividu Mandal, Akividu West Godavari District-534235.
7. Balla Ramya Deepika, W/o.Balaram, Aged about 28 years, R/o.Kuppanapudi Village, Akividu Mandal, West Godavari District - 534235.

Respondents

WHEREAS the Petitioner above named through her Advocate Sri SRINIVAS BOBBILI presented this 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 appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus declaring inaction of the official Respondents in taking appropriate action against 7th Respondent, who is illegally digging aqua culture tank in Ac.2.98 cents in Sy.Nos.247/5, 6, 7, 8 and 9, 250/2, 3 and 5 of Kuppanapudi Village, Akividu Mandal, West Godavari District (i)without required permission and (ii) by closing the adjacent irrigation channels, which are the only irrigation source to cultivate Petitioner's adjacent lands i.e., Ac.0.52 cents in Sy.No.247/4 and Ac.0.72 cents in Sy.No.247/9, as illegal, unjust, arbitrary, discriminatory, irrational, without jurisdiction, and in violation of Articles 14, 19, 21 and 300-A of the Constitution of India and consequently direct the Respondents (i) to stop unauthorized digging of aqua culture tank by the 7th Respondent and (ii) not to close the said adjacent irrigation channels;

—AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri SRINIVAS BOBBILI Advocate for the Petitioner and of GP FOR FISHERIES for the Respondent Nos.1 to 5

and of GP FOR REVENUE for the Respondent No.6, directed issue of notice to the Respondent No.7 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Balla Ramya Deepika, W/o.Balaram, Aged about 28 years, R/o.Kuppanapudi Village, Akividu Mandal, West Godavari District – 534235.

are be and hereby directed to show cause either appearing in person or through an Advocate on or before 14.06.2023 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

The Court made the following Order:

“Heard learned Counsel for writ petitioner. The learned Government Pleader for Fisheries takes notice for respondent Nos.1 to 5 and the learned Government Pleader for Revenue takes notice for respondent No.6.

The learned Government Pleader for Revenue filed a memo which was addressed by the Tahsildar, Akividu to Government Pleader which shows the Tahsildar, Akividu given written instructions to the learned Government Pleader for Revenue stating that already digging was stopped and notice was also issued to the respondent No.7 by the Government.

Therefore, the respondent submitted by the learned Government Pleader for Revenue is recorded.

Issue notice to the un-official respondent No.7.

The learned counsel for the petitioner is permitted to take out personal notice to respondent No.7 by RPAD and file proof of service by the next date of hearing.

List the matter on 14.06.2023.”

SD/-B.CHITTI JOSEPH
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. Balla Ramya Deepika, W/o.Balaram, Aged about 28 years, R/o.Kuppanapudi Village, Akividu Mandal, West Godavari District – 534235. (by RPAD)

2. One CC to SRI. SRINIVAS BOBBILI Advocate [OPUC]
3. Two CCs to GP FOR FISHERIES, High Court of Andhra Pradesh. [OUT]
4. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
5. One spare copy

ER

HIGH COURT

VGKRJ

DATED:01/06/2023

LIST THE MATTER ON 14.06.2023

NOTICE TO RESPONDENT NO.7

WP.No.13615 of 2023

