

[ 3548 ]

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

FRIDAY, THE FIFTEENTH DAY OF MAY  
TWO THOUSAND AND TWENTY SIX



:PRESENT:

THE HONOURABLE SRI JUSTICE TUHIN KUMAR GEDELA

WRIT PETITION NO: 14503 OF 2026

**Between:**

1. P. Srinivasulu, S/o. Chinna Subbaiah, Aged about 41 years, Occ: Cultivation, R/o. Ravipadu Village, Cumbum Mandal, Prakasam District, Andhra Pradesh.
2. P. Chinna Subbaiah, S/o. Pedda Chenchiah, Aged about 74 years, Occ: Cultivation, R/o. Ravipadu Village, Cumbum Mandal, Prakasam District, Andhra Pradesh.

**Petitioners**

**AND**

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Panchayat Raj Department, A.P. Secretariat, Velagapudi, Guntur District.
2. The Ravipadu Gram Panchayat, Rep. by its Panchayat Secretary, Ravipadu Village, Cumbum Mandal Prakasam District.
3. The Tahsildar, Cumbum Mandal Prakasam District.
4. Muthyalapati Venkata Guravamma, W/o. Kota Subbaiah, Aged about 59 years R/o. Ravipadu Village, Cumbam Mandal, Prakasam District.
5. Muthyalapati Lakshmi Kanthamma, W/o. Sankar, Aged about 47 years, R/o. Ravipadu Village, Cumbam Mandal Prakasam 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 a writ or order or direction more particularly one in the nature

*[Handwritten signature]*

of Writ of Mandamus, declaring action of 2<sup>nd</sup> respondent in trying to demolish the petitioners' house situated in the land admeasuring Ac.0.08 ½ Cents in Sy.No.184 of Ravipadu Village, Cumbum Mandal, Prakasam District, by issuing notice in R.C.No.05 of 2026 dated 12.05.2026, without considering the reply sent through registered legal notice dated 09.05.2026, as illegal, arbitrary, violative of Principles of Natural Justice, Articles 14, 21 and 300 A of the Constitution of India, Consequently set-aside the notice In R.C.No.05 of 2026 dated 12.05.2026 issued by the 2<sup>nd</sup> respondent, by directing the respondents not to interfere with the lands of the petitioners' lands admeasuring Ac.0.08 ½ Cents in Sy.No.184 of Ravipadu Village, Cumbum Mandal, Prakasam District.

**IA NO: 1 OF 2026**

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to suspend the notice in R.C.No.05 of 2026 dated 12.05.2026 issued by the 2<sup>nd</sup> respondent, by directing the respondents not to interfere with the lands of the petitioners' lands admeasuring Ac.0.08 ½ Cents in Sy.No.184 of Ravipadu Village, Cumbum Mandal, Prakasam District, Pending disposal of WP 14503 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 upon hearing the arguments of SRI V VINOD K REDDY, Advocate for the Petitioners, GP FOR PANCHAYAT RAJ & RURAL DEV for the Respondent No.1, Sri MATTEGUNTA SUDHIR, Standing Counsel for the Respondent No.2, learned GP FOR REVENUE for the Respondent No.3, the Court made the following

**ORDER:**

Heard Mr D.Harsha Vardhan, learned counsel representing Mr V.Vinod K.Reddy, learned counsel for the petitioners.

Upon perusing the facts, it is noticed that earlier in W.P.No.27479 of 2024, this Court, after considering the advice of both the parties, has passed the following order:-

*AR*

16. *Given the facts and circumstances of the case, the Writ Petition is allowed. The notice dated 22.11.2024 (Ex.P1) is hereby set aside. The petitioners shall submit an explanation to the show-cause notice dated 31.01.2026 by annexing all the relevant documents to the respondent No.2, within 15 days from today. Thereafter, respondent No.2 shall consider the same and pass a reasoned order by affording an opportunity of hearing to the petitioner as well as to respondents 4 & 5.*

*The learned respondent No.2 shall also consider the survey report of the Mandal Deputy Surveyor and other documents produced by the petitioner in support of the petitioners' case at the time of hearing. The respondent No.2 shall complete the exercise as expeditiously as possible, preferably within two (02) months. Till such a reasoned order is passed, respondent No.2 shall not interfere with the petitioners' possession and enjoyment of Ac.0.08 ½ cents in Sy.No.184 of Ravipadu Village, Cumbum Mandal, Prakasam District. No order as to costs.*

While refuting the contentions of the petitioners, Mr P.Nithin Pramod, learned counsel for the respondents, would contend that the authorities have acted upon the representation submitted by the petitioners in W.P.No.9602 of 2023, and effected notice on the aggrieved parties, including the petitioners herein. In response to the said notice, the petitioners have submitted explanation to the Panchayat Secretary. He further submits that as the explanation submitted by the petitioners was not proper, the respondents called for further explanation and the petitioners are yet to respond. Without awaiting the same, the petitioners

*G. S. R.*

have filed the present Writ Petition which is premature and hence, prayed to dismiss the same.

As seen from the record, the petitioners have approached this Court by way of W.P.No.27479 of 2024, wherein this Court has passed an order, directing the respondents to look into the matter and it was not acted upon till date. Be that as it may, the petitioners have to respond to the notice issued by the Panchayat Secretary.

In view of the same, the respondents are directed to take appropriate decision as and when the petitioners submit their explanation with proper format. Till then, respondents are directed not to take any action against the petitioners, without issuing appropriate notice or without affording any opportunity of being heard.

Post after Summer Vacation, 2026.

SD/- Y.SRINIVASU  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Panchayat Raj Department, A.P. Secretariat, Velagapudi, Guntur District, State of Andhra Pradesh (BY SPECIAL MESSENGER)
2. The Panchayat Secretary, Ravipadu Gram Panchayat, Ravipadu Village, Cumbum Mandal Prakasam District.
3. The Tahsildar, Cumbum Mandal Prakasam District.
4. Muthyalapati Venkata Guravamma, W/o. Kota Subbaiah, Aged about 59 years R/o. Ravipadu Village, Cumbam Mandal, Prakasam District.
5. Muthyalapati Lakshmi Kanthamma, W/o. Sankar, Aged about 47 years, R/o. Ravipadu Village, Cumbam Mandal Prakasam District. (Addressee Nos.2 to 5 by RPAD)
6. One CC to SRI. V VINOD K REDDY Advocate [OPUC]

7. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV ,High Court Of Andhra Pradesh. [OUT]
8. Two CCs to GP FOR REVENUE,High Court of Andhra Pradesh. [OUT]
9. One CC to SRI MATTEGUNTA SUDHEER, STANDING COUNSEL [OPUC]
10. One spare copy

KJ

HIGH COURT

GTK,J

DATED:15/05/2026

POST AFTER SUMMER VACATION, 2026

ORDER

WP.No.14503 of 2026

DIRECTION



VC