



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

[3332]

WEDNESDAY, THE 22nd DAY OF JULY 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 14514/2023

Between:

1. VENNAPUSA MASTHAN REDDY, S/O. LATE SUBBA REDDY, AGED ABOUT 63 YEARS, R/O. D.NO. 1-25, CHINTHALATMAKURU VILLAGE, KALUYOI MANDAL, SPSR NELLORE DISTRICT.

...PETITIONER

AND

1. THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY, (REVENUE DEPARTMENT), SECRETARIAT, VELAGAPUDI, AMARAVATHI.

2. THE DISTRICT COLLECTOR, SPSR NELLORE DISTRICT, NELLORE

3. THE REVENUE DIVISIONAL OFFICER, , SPSR NELLORE DISTRICT, NELLORE.

4. THE THASILDAR, SPSR NELLORE DISTRICT, NELLORE.

5. GANGI REDDY VENKATA RAMI REDDY, S/O. RAMANJINEYULU REDDY, AGED MAJOR, R/O. BIRADAVOLU VILLAGE, KALYANAPURAM PODALAKUR MANDAL, SPSR NELLORE DISTRICT.

6. THE NATIONAL HIGHWAYS AUTHORITY OF INDIA, REP.
BY ITS CHAIRMAN G5 AND 6 SECTOR, 10 DWARAKA,
NEW DELHI. R6 IS IMPEADED AS PER COURTS
ORDER DT.29.12.2025 IN I.A.NO.1 OF 2024

...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 topleased to issue a writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS by declaring the action of the Respondent No.3 and 4, who failed to consider the legal Notice, dated 12.01.2023 and the representation dated 23.05.2023 of the petitioner in respect of the petitioner land in Survey No. 30 to an extent of Ac.0.79cts, Sy No. 31 to an extent of Ac.1.20cts and Sy. No. 32 to an extent of Ac.1.90cts, situated at Kalyanapuram Village, Biradavolu Revenue Village, Podalakur Mandal, SPS Nellore District as illegal, arbitrary and consequently direct the respondent No. 2 to enquire on the issue raised in the legal Notice, dated 12.01.2023 and the representation dated 23.05.2023 of the petitioner in respect of the land in Survey No. 30 to an extent of Ac.0.79cts, Sy No. 31 to an extent of Ac.1.20cts and Sy. No. 32 to an extent of Ac.1.90cts, situated at Kalyanapuram Village, Biradavolu Revenue Village, Podalakur Mandal, SPS Nellore District and pass

IA NO: 1 OF 2023

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 Respondent No. 2 to 4, not to disburse any compensation to the Respondent No. 5 in respect of acquire land in part of the petitioner land in Survey No. 30 to an extent of Ac.0.79cts, Sy No. 31 to an extent of Ac.1.20cts and Sy. No. 32 to an extent of Ac.1.90cts, situated at Kalyanapuram Village, Biradavolu

Revenue Village, Podalakur Mandal, SPS Nellore District and pass

IA NO: 1 OF 2024

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 implead the Proposed Respondent as Respondent No. 6 in Writ Petition No. 14514 / 2023 on the file of this Hon'ble High Court and pass

Counsel for the Petitioner:

- 1.V ROOPESH KUMAR REDDY

Counsel for the Respondent(S):

- 1.GP FOR REVENUE
- 2.GP FOR LAND ACQUISITION (AP)
- 3.PELLETI RAJESH KUMAR
- 4.MUDUNURI ANAND KUMAR (SC FOR NHAI)

The Court made the following Order:

To declare the action of respondents 3 & 4 in failing to consider the legal notice dated 12.01.2023 and the representation dated 23.05.2023 of the petitioner in respect of the lands to an extent of Ac.0.79 cents in Sy.No.30, Ac.1.20 cents in Sy.No.31 and Ac.1.90 cents in Sy.No.32 situated at Kalyanapuram Village, Biradavolu Revenue Village, Podalakur Mandal, SPS Nellore District, as illegal and arbitrary, the present writ petition is filed.

2. Heard Sri V. Roopesh Kumar Reddy, learned counsel for the petitioner, learned Assistant Government Pleader for Revenue appearing for the respondents 1 to 4, Sri P. Rajesh Kumar, learned counsel for respondent 5 and Sri Mudunuri Anand Kumar, learned Standing Counsel for the respondent 6.

3. Learned counsel for the petitioner, in elaboration to what has been stated in the affidavit, submitted that the petitioner is the absolute owner and possessor of the subject land, having acquired the same in a partition of the ancestral properties. He submitted that as the petitioner's family was not residing in the village, the subject lands were given on maktha to one of his relatives, namely Gangireddy Ramanjaneya Reddy, for cultivation. While so, the said Gangireddy Ramanjaneya Reddy by managing the Office of respondent No.3, got his name mutated in Adangals, 1-B Register and also obtained Pattadar passbook in respect of the subject lands and even mutated some part of the subject lands in favour of his son, respondent No.5 herein.

He further submitted that for the purpose of road widening, the National Highway Authority is acquiring lands in Sy.Nos.30, 31 and some part of the lands in Sy.Nos.30-1 and 31-1 at Kalyanapuram Village, Biradavolu Revenue Village, Podalakur Mandal, SPS Nellore District, and compensation is being paid in respect thereof. Knowing about the same, the petitioner verified the revenue records and was shocked to find the name of respondent No.5 in respect of the subject lands. Further that respondent No.5 and his father, having neither title nor any rights over the subject lands, are claiming compensation in respect of the acquired lands. In these circumstances, the petitioner issued legal notice dated 12.01.2023 and also submitted a representation dated 23.05.2023 to the authorities, raising objections over the disbursement of compensation. However, the authorities failed to consider the same and pass any orders thereon. As such, prayed to pass appropriate orders protecting the interest of the petitioner.

4. On the other hand, learned Assistant Government Pleader for Revenue submitted that the petitioner had submitted the representation dated 23.05.2023 to the Tahsildar and the Revenue Divisional Officer, but not to the competent authority

i.e., the Collector concerned. He submitted that once the petitioner submits a representation to the Collector concerned, the same would be considered and appropriate orders would be passed in accordance with law.

5. Learned Standing Counsel for National Highways Authority of India (NHAI) on counter-affidavit submitted that the compensation in respect of the subject lands have already been deposited under Section 3H (1) of the National Highways Act, 1956. Thereafter, the responsibility for disbursement of the compensation shifts to the Competent Authority for Land Acquisition (CALA). However, as per the report dated 30.01.2026 of the Revenue Divisional Officer, Nellore, the compensation amount has not yet been disbursed in view of pendency of the present writ petition. As such, prayed to dismiss the case against respondent 6.

6. Perused the record and considered the submissions made by respective learned counsel.

7. As could be culled out from the facts and circumstances of the case, the petitioner alleged that certain mutations were took place in favour of the unofficial respondents in respect of the

petitioner's lands irregularly. The record further discloses that the petitioner submitted a representation to the respondents 3 & 4 (the Tahsildar and the Revenue Divisional Officer), who are not the competent authorities by virtue of Section 9 of the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971, as the issue is regarding irregular mutation. This Court is not inclined to go into the merits and demerits of the case and decide whether the said mutations are illegal or to whom the compensation is payable. Therefore, a direction cannot be issued to the authorities to consider the petitioner's representation.

8. In view of the foregoing discussion, this Court, instead of keeping the Writ Petition pending, is inclined to dispose of the Writ Petition by passing the following direction:

(i) The petitioner shall submit a detailed representation/application to the Collector concerned, raising all the grounds urged before this Court and enclosing all relevant documents in support of his claim, within a period of two (02) weeks from the date of receipt of a copy of this order.

(ii) On receipt of such representation/application, the Collector concerned is directed to consider the same and pass

appropriate orders thereon in accordance with law, issuing proper notices to the parties concerned and affording an opportunity of being heard, within a period of three (03) months thereafter.

(iii) Upon adjudication of the petitioner's claim before the Collector concerned and subject to the outcome thereof, the petitioner can avail other remedies available under law for claiming compensation.

9. With the above observations, the Writ Petition is ***disposed of***. There shall be no order as to costs.

As a sequel, miscellaneous applications pending, if any, shall stand closed.

JUSTICE RAVI CHEEMALAPATI

Date: 22.07.2026
ANS