

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

WEDNESDAY, THE EIGHTEENTH DAY OF JUNE,
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SRI DHIRAJ SINGH THAKUR, THE CHIEF JUSTICE

AND

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

W.P(PIL) NO: 53 OF 2024 ALONG WITH

WP.(PIL) No.110 OF 2018, 206 OF 2024,

WP.Nos.3074, 17965 & 23119 OF 2024

W.P(PIL) NO: 53 OF 2024:

Between:

P.L.V.N.Murthy @ Murthy Yadav, S/o P. Sriramulu, Aged 46 years, R/o.

D.No.9-5-53/2/1, Peethalavanipalem, Visakhapatnam - 533017

plvnmurthyadav@gmail. com Cell.No.9848067850

.....Petitioner

AND

1. Union of India, Rep. by its Secretary, Ministry of Environment, Forest and Climate Change, Paryavaran Bhavan, New Delhi.
2. State of Andhra Pradesh, Rep. by its Chief Secretary, 1st Floor, Interim Government Complex, A.P. Secretariat, Velagapudi, Guntur,
3. State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration Department, A.P. Secretariat, Velagapudi, Guntur,
4. Visakhapatnam Metropolitan Regional Development Authority (VMRDA), Rep. By its Metropolitan Commissioner, Siripuram Junction, Visakhapatnam.
5. Andhra Pradesh State Coastal Zone Management Authority, Rep. By its Chairman, C/o Ministry of Environment, Forest, Science and Technology, Secretariat Buildings, Thullur Mandal, Guntur District.

6. Greater Visakhapatnam Municipal Corporation, Visakhapatnam, Rep by its commissioner.Tenneti Bahavan, Asilmetta, Visakhapatnam
7. The District Collector, Visakhapatnam District, Visakhapatnam.
8. The Thasildar, Bheemunipatnam Mandal, Visakhapatnam District.
9. Penaka Neha Reddy, W/o Penaka Rohit Reddy, R/o. Flat No.425, Road No.18, Jubilee Hills, Hyderabad, Telangana.
10. M/s Avyaan Realtors LLP, Office at Hour No 46 Siddartha Nagar Hyderabad5300038 Telangana State Rep by its Partner Penaka Neha Reddy W/o Penaka Rohit Reddy R/o Flat No 425 Road No 18 Jubilee Hills Hyderabad Telangana

Respondent No.9 was incorporated as per C.O.dt.23.08.2024 in WP(PIL) No.53 of 2024

Respondent No 10 impleaded as per c o dt 26 03 2025 vide I A No 1 of 2025 in W P PIL No 53 of 2024

.....Respondents

Petition under Article 226 of the Constitution of India is filed 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 with more particularly in the nature of WRIT OF MANDAMUS declaring the inaction of the Respondent authorities in stopping illegal construction of permanent concrete structure within CRZ-1 area in Bheemunipatnam beach, situated in ward No.3 of Bheemunipatnam town Sy.Nos.1516, 1517, 1519 and 1523 of G.V.M.C limits, Visakhapatnam District, is illegal, arbitrary and unconstitutional and consequently direct the respondent authorities to remove the constructed structures and take necessary steps to restore natural habitat to its pristine glory, while initiating criminal action against the builders for ravaging sand dunes and CRZ area.

IA NO: 1 OF 2024

Petition under Section 151 CPC is filed 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 authorities to stop all further construction activities on Bheemunipatnam beach, situated in ward No.3, Bheemunipatnam town, Sy.Nos.1516,1517,1519 & 1523 of G.V.M.C limits, Visakhapatnam District, Pending disposal of WP(PIL) 53 of 2024, 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 order of the High Court order dated 23.08.2024, 18.09.2024, 05.02.2025 & 05.03.2025 made herein and upon hearing the arguments of Sri.Ponnada Sree Vyas, Advocate for the Petitioner and of Deputy Solicitor General of India for Respondent No.1, GP for GAD for Respondent nos.2 & 5, GP for MA & UD for Respondent No.3, Sri.V.Surya Kiran Kumar, Standing Counsel for Respondent No.4, Sri.K.Madhava Reddy, Standing counsel for Respondent No.6, GP for Revenue for Respondent Nos. 7 & 8 and Sri Ponnagulu Satya Reddy, learned counsel representing Sri P.Subash, learned counsel for respondent No.9;

WP(PIL) NO: 110 OF 2018:

Between:

Visakhapatnam Town Fisher Women Dry Fish Cooperative Society Limited.,
Regd. No.A-44, Rep. by its Secretary Erinamma, w/oNookaraju, aged 50
years R/ a 0-1, ChepalaThimmapuram village, BheemunipatnamMandal,
Visakhapatnam District.

...Appellant

AND

1. Union of India, Represented by its Secretary, Ministry of Environmental and Forest Union of India, Paryavaran Bhavan, New Delhi
2. State of Andhra Pradesh, Rep. by its Principle Secretary, Department of Tourism and Culture Secretariat Building, Secretariat, Velagapudi, Guntur
3. State of Andhra Pradesh, Rep. by its Principle Secretary, Department of Environment, Forest Science and Technology, Secretariat, Velagapudi, Guntur

4. AP Coastal management Authority, Department of Environment, Forest Science and Technology, Government of AP Velagapudi, Guntur
5. AP Pollution Control Board, Represented by its Member Secretary, Vijayawada.
6. The District Collector, Visakhapatnam.
7. Greater Vishakhapatnam Municipal Corporation, GVMC, Visakhapatnam. Represented by its Commissioner
8. Vishakhapatnam Urban Development Authority, VUDA Represented by its Vice Chairman Visakhapatnam.
9. AP Tourism Development Authority, D.No.55-17-2 to 4, 5th Floor, Near C G O Complex, Industrial estate, Vijayawada, Andhra Pradesh, rep by its Chairman
10. AP Tourism Development corporation, D.No.55-17-2 to 4, 5th Floor, Near C G O Complex, Industrial estate, Vijayawada Andhra Pradesh Represented by its Managing Director
11. District Tourism Council, Vishakhapatnam Represented by its Manager Kurmannapalem, Visakhapatnam, Andhra Pradesh
12. D.V.L.N.Murthy, C/o Bay Watch, Restaurant, Near Totlakonda, Kapuluppada, Bheemunipatnam Mandal, Visakhapatnam District

...Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Order, or Direction more particularly one in the nature of WRIT OF MANDAMUS declaring that the action of the respondent authorities in taking up/ permitting the construction of concrete structures in the name of Entertainment center and Hotel in sy no 314 P of Kapuluppada village, Bheemunipatnam Mandal, Vishakhapatnam district as illegal and unconstitutional and consequently direct the respondents to remove all the structures and restore the sand area of beach to its pristine glory and set aside the bid document of R9 to R11 dtd 19-3-2018 by making it clear that such constructions are not permissible in beach area;

IA NO: 1 OF 2018:

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 Respondents 8 to 10 not to go ahead and finalise the bids pursuant to bid document 19-3-2018 in the name of entertainment center in sy no 314 of Kapuluppada village, Bheemunipatnam Mandal, Vishakhapatnam District, pending disposal of WP(PIL) 110 of 2018, on the file of the High Court.

IA NO: 2 OF 2018:

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the Respondents not to permit any development activity including construction activities, levelling of sand dunes, dumping foreign matter etc in the name of entertainment center in sy no 314 of Kapuluppada village, Bheemunipatnam Mandal, Vishakhapatnam District, pending disposal of WP(PIL) 110 of 2018, 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 order of the High Court order dated 01.05.2018 made herein and upon hearing the arguments of Sri K.S.Murthy Associates for the Petitioners;

WP.(PIL) No.206 OF 2024**Between:**

GRAMAABHIVRUDDI SEVASANGAM, Register Number 524/99, Yeguvapeta, Bheemunipatanam, Represented by President Ganta Nooka Raju.

Petitioner/s**AND**

1. The Union of India, represented by its Secretary, Ministry of Environment, Forest, and Climate Change, Paryavaran Bhavan, New delhi.

2. The State of Andhra Pradesh, represented by the Chief Secretary, Andhra Pradesh Secretariat, Amaravati.
3. The State of Andhra Pradesh, Rep by its Principal secretary Municipal Administration Department, A.P Secretariat, Velagapudi Guntur.
4. Andhra Pradesh Coastal Zone Management Authority (APCZMA), represented by its Member Secretary, Science and Technology Secretariat, Buildings Thullur Mandal Guntur District.
5. The Environmental Officer, Andhra Pradesh Pollution Control Board (APPCB), Visakhapatnam.
6. The District Collector, Visakhapatnam District, Visakhapatnam.
7. Visakhapatnam Metropolitan Regional Development Authority VMRDA, Rep by its Metropolitan Commissioner Siripuram Junction, Visakhapatnam.
8. The Greater Visakhapatnam Municipal Corporation (GVMC), represented by its Commissioner.
9. The Revenue Divisional officer (R.D.O), Bheemunipatnam, Visakhapatnam district.
10. The Thasidhar, Bheemunipatnam Mandal, Visakhapatnam district.
11. The Police commissioner of Visakhapatnam, visakhapatnam city .
12. C.M.D (Chairman & Managing director), APEPDCL Visakhapatnam district.
13. The Bheemunipatnam zone Municipal Corporation, represented by its Zonal Commissioner. Visakhapatnam district.
14. Assistant City Planner (ACP), Bheemunipatnam zone Municipal Corporation, Visakhapatnam district.
15. M/s Viragoo Restro Bar, Rep by the Proprietor, Smt Maddipati Sireesha, D/o. Soma Sundara Rao, Situated at Sy. No. 329/5A, Kapuluppada, Ward-4, Zone-1, Bheemli, Visakhapatnam. Smt. Maddipati Sireesha, D/o Soma Sundar Rao, Aged about 41 Years, R/o

D.No.25-85/84,B-D3, Gayatri Nagar, Road No.4, PM Palem,
Vishakhapatnam-530004.

16. Sea-horse Restro bar., Now Running as B-Zag, Rep by the Proprietor, Polavarapu Rama Mani, W/o Anand, age 48 years, R/o D.No.2-21/143, Flat No.5/1, Sriram Panorama Hills, Law college road, Yendada, Visakhapatnam-530045. Amatapu Srikanth Manikanta Sai Kumar, S/o Kanaka Rao, age 27 years, R/o SL 15/4, Panorama Hills, Law college road, Yendada, Visakhapatnam-530045.
17. Teeram Beach resort., Rep by the Proprietor, SOS junction, Bheemunipatnam, pin-531163, Visakhapatnam.
18. Sanctum bar and restaurant (previously named as Bay watch resort), Rep by the Proprietor, opposite thotlakonda, NTR beach road, Mangamaripeta, kapuluppada, Andhra Pradesh, pin 530048. email- sanctumbay@ gmail.com

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 to issue a writ, order or 1.direction more particularly one in the nature of writ of mandamus

1. direct the respondents to take immediate action against the illegal constructions and businesses like Sea-horse Restro bar. Now Running as B-Zag, Viragoo neo age pub, Teeram Beach resort and Sanctum bar and restaurant (previously named as Bay watch resort,) operating in the Bheemunipatnam CRZ zone.
2. Cancel licenses or permissions (if any) granted in violation of CRZ regulations.
3. Direct the Respondents to conduct a thorough investigation and Identify and demolish into all illegal constructions and unauthorized businesses in the Bheemunipatnam CRZ area and to pass such other order or orders as this Honourable Court may deems fit just and proper in the circumstances of the case.

4. Direct the Respondents to prepare a detailed action plan for restoring the coastal ecosystem damaged by illegal activities;

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 An immediate stay on all activities (Pub, Bar, Restaurant) and business operations of Sea-horse Restro bar. Now Running as B-Zag, Viragoo neo age pub, Teeram Beach resort and Sanctum bar and restaurant (previously named as Bay watch resort) in the CRZ areas of Bheemunipatnam coastal zone, pending disposal of WP(PIL).No.206 of 2024, on the file of the High Court.

IA NO: 2 OF 2024:

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to Directions to the corresponding Respondents to disconnect the electricity connection, water connection, sanitation and etc. at immediate enforce, pending disposal of WP(PIL).No.206 of 2024, on the file of the High Court.

IA NO: 3 OF 2024:

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to Directions to the Respondents to fence off ecologically sensitive zones and prevent further encroachments, pending disposal of WP(PIL).No.206 of 2024, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Petition and the memorandum of grounds filed in support thereof and the earlier order of the High Court dated 08.01.2025 & 05.03.2025 made herein and upon hearing the arguments of M/s. N JOY, Advocate for the Petitioners, learned GP FOR GAD for the Respondent No.2, learned GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT for the Respondent Nos.3&4, Sri Y. SOMA RAJU, Standing Counsel for the Respondent No.5, learned GP FOR

REVENUE for the Respondent Nos.6, 9&10, Sri A.S.C. BOSE; Standing Counsel for the Respondent No.8

WP NO: 3074 OF 2024

Between:

1. Polavarapu Rama Mani, W/o Anand, age 48 years, R/o. D.No.2-21/143, Flat No.5/1, Sriram Panorama Hills, Law college road, Yendada, Visakhapatnam-530045.
2. Amatapu Srikanth Manikanta Sai Kumar, S/o Kanaka Rao, age 27 years, R/o.SL 15/4, Panorama Hills, Law college road, Yendada, Visakhapatnam-530045.
3. Polavarapu Prudhvi, S/o Satyanandam, age 34 years, R/o. D.No. 14-3-6/3, Jahnavi Residency, Nouroji Road, Near Jagadamba, Visakhapatnam.
4. Kalingal Velayandan, S/o. (Late) K.V.Govind, aged 55 years, R/o. D.No. 108, Near Santhoshima Temple, Santhoshima Nagar, Hyderabad-56

...Petitioners

AND

1. The Zonal Commissioner, Bheemunipatnam zone, Bheemunipatnam, Visakhapatnam District.
2. The GVMC, rep by its Commissioner, Visakhapatnam, Visakhapatnam.
3. The State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration, Department, Secretariat Building, Velagapudi, Amaravathi, Guntur District.

...Respondents

Petition under Article 226 of the Constitution of India praying that in the Hon'ble Court to issue an appropriate writ/order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in attempting to forcible demolish the structures made in out land in an extent of 1369 sq.Yds covered by S.No.39/5C of Nerellavalasa village, Bheemunipatnam Mandal. Visakhapatnam district known as 'Sea Horse

Restro Bar' without issuing any notice, without giving us an opportunity of being heard and without passing or tendering any order to that effect as illegal, arbitrary, unjust and against the Constitutional guarantees an in violation of the principles of natural justice and to consequently direct the respondents not to interfere with our possession and enjoyment of the said property in any manner what so ever excepting under due process of law;

IA No. 1 OF 2024:

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 pass an interim order against the respondents directing them not to demolish or in any way interfere with our possession and enjoyment of our property with structures thereon known as 'Sea Horse Restro Bar' in an extent of 1369 Sq.Yds in Sy.No.39/5C of Nerellavalasa village, situated in GVMC Limits, Bheemunipatnam zone and Mandal, Visakhapatnam District, pending disposal of WP No.3074 of 2024, 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 order of the High Court order dated 05.02.2024, 19.02.2024 & 18.03.2024 made herein and upon hearing the arguments of Sri K.Sarva Bhouma Rao, Advocate for the Petitioners and Sri K.Madhava Rao, Standing Counsel for the Respondent Nos.1 & 2 and GP for Municipal Administration & Urban Development for the Respondent No.3;

WP NO: 17965 OF 2024:

Between:

Bodana Madhusudan Rao, S/o Boddana Simhadri, aged 38 years, R/o 50-50-38/6 TRT Colony, Seethammadhara, Visakhapatnam.

...Petitioner

AND

1. The Greater Visakhapatnam Municipal Corporation, Represented by its Commissioner Visakhapatnam.

2. The Zonal Commissioner No.1 Bheemunipatnam, Visakhapatnam District.
3. The state of Andhra Pradesh, Represented by its Principal Secretary Municipality and Urban Administration Velagapudi, Amaravati, Guntur District.
4. The Tahsildar, Bheemunipatnam Visakhapatnam District

...Respondents

Petition under Article 226 of the Constitution of India is filed 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 the action of the respondents in threatening and attempting to destroy and demolish the purely temporary structures and gaming facilities we made in an extent of 419.6 sq. yd covered by survey No.42/1E of Nerellavalasa, Hamlet of Nidigattu Gram Panchayat, Bheemunipatnam Mandal, Visakhapatnam District without issuing any notice and without giving us an opportunity of being heard and without following any due process of law as illegal, arbitrary, mala fide and against the principles of natural justice and to consequently direct the respondents not to interfere with our possession and enjoyment of the said property along with its gaming facilities etc., made in within any manner whatsoever, excepting under due process of law;

IA NO: 1 OF 2024

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 pass an interim direction against the respondents not to destroy, demolish or interfere with our possession and enjoyment of the property along with its gaming facilities etc., in an extent of 419.6 sq. yd covered by survey No.42/1E of Nerellavalasa, Hamlet of Nidigattu Gram Panchayat, Bheemunipatnam Mandal, Visakhapatnam District during the pendency of the Writ Petition, pending disposal of WP.No.17965 of 2024, 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 K.Sarva Bhouma Rao, Advocate for the Petitioner and Sri K.Madhava Reddy (SC for GVMC) for the Respondents.

WP NO: 23119 OF 2024

Between:

1. M/s Viragoo Restro Bar, Rep by the Proprietor, Smt Maddipati Sireesha, D/o. Soma Sundara Rao, Situated at Sy. No. 329/5A, Kapuluppada, Ward-4, Zone-1, Bheemili, Visakhapatnam.
2. Smt. Maddipati Sireesha, D/o Soma Sundar Rao, Aged about 41 Years, R/o D.No.25-85/84,B-D3, Gayatri Nagar, Road No.4, PM Palem, Vishakhapatnam-53004

...Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of MA and UD, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Greater Visakhapatnam Municipal Corporation, Vishakhapatnam, Rep by its Commissioner, Vishakhapatnam.
3. The Zonal Commissioner, Zone-1, Bheemili, Greater Visakhapatnam Municipal Corporation, Vishakhapatna

....Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ or order or direction more particularly in the nature of Writ of Mandamus declaring the action of the Respondents more particularly the action of Respondent Nos.2 and 3 herein in issuing Notice No. 1/2024 dated 03.10.2024, under Section 635 of the GHMC Act, 1965, directing the Petitioner herein to submit various documents pertaining to the ownership and permissions of the building situated in Sy.No. 329/5A as being illegal, arbitrary, unjust without Jurisdiction, Without application of Mind,

contrary to the provisions of the Greater Hyderabad Municipal Corporation Act, 1955, and violative of Articles 14, 19(1)(g), 21 and 300A of the Constitution of India and Consequently, set aside the Notice No. 1/2024 dated 03.10.2024 issued by the Respondent No.3;

IA NO: 1 OF 2024:

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 stay all further proceedings in respect of Notice No. 1/2024 dated 03.10.2024, issued by the Respondent Nos.2 & 3, pending disposal of WP.No.23119 of 2024, on the file of the High Court.

IA NO: 2 OF 2024:

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 interfere with the lawful business being undertaken by the Petitioner in the subject property situated in Sy.No.329/5A of Kapuluppada Ward No.4, Zone-1, Bheemili, Visakhapatnam District or take any other coercive steps against the Petitioners, pending disposal of WP.No.23119 of 2024, 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 order of the High Court order dt.10.10.2024, 04.11.2024, 05.12.2024, 26.12.2024, 23.01.2025, 31.01.2025 & 14.02.2025 made herein and upon hearing the arguments of Sri N Ashwani Kumar, Advocate for the Petitioners and of Government Pleader for the respondent Nos.1 to 3, the Court made the following;

ORDER:

“One of the two main directions that we had issued on 05.03.2025 in WP(PIL).Nos.53 & 206 of 2024 was pertaining to the constitution of a team to assess the damage caused on account of the unauthorized construction by the private respondents.

The team apart from the Senior Scientist from the National Institute of Oceanography, Visakhapatnam, was to consist of members appointed by the Ministry of Environment and Forests having expertise in the subject.

Mr. Challa Dhanamjaya, learned Additional Solicitor General of India, states that the said team could not be constituted on account of failure on the part of the Ministry to identify the experts in the field who could proceed on the spot to assess the damage and that the needful would be done at the earliest.

The second aspect of the directions, dated 05.03.2025, was with regard to filing of a complaint in terms of the provisions of the Environment (Protection) Act, 1986, for which we were told that the Central Government had authorized the officers of the State Coastal Zone Management Authorities within their respective territorial jurisdiction as authorities who could file such complaints.

We have been informed by Mr. Y. Somaraju, learned Standing Counsel for the State Coastal Zone Management Authority that a complaint was filed in the month of February, 2025 which was returned for reasons not known to him.

It appears that the conduct of the authorities in the office of the Coastal Zone Management Authority has been quite casual as no action appears to have been taken in resubmitting the complaint which was otherwise directed to be filed by virtue of the orders of this Court.

We direct the Member Secretary, A.P. State Coastal Zone Management Authority, to appear through the virtual mode on the next date of hearing in case the complaint properly drafted is not filed before the appropriate forum within two weeks from today.

In our order, dated 26.03.2025, we had also directed the respondents to place on record the names of the officers who were at the helm of affairs in the Greater Visakhapatnam Municipal Corporation [GVMC] as also the officers from the Revenue Department who would

otherwise have been under an obligation to check the illegal construction but had turned a blind eye.

A list of names of some officers has been placed by Mr. K S Murthy, learned Senior Counsel for the petitioners before us. However, no such details have been provided by the counsel for the respondents.

We direct the Commissioner, GVMC to provide the list of officers in terms of our order, dated 26.03.2025, so that appropriate action can be directed to be taken against them.

Needful be done in three weeks.

In our order, dated 05.03.2025, we had also directed the committee who had earlier conducted the survey to also survey the adjoining area where some Resto Bars have been established and report to this Court as to whether the said structures were in violation of the Coastal Zone Regulations or not.

A report has been placed on record by counsel for the respondents which shows that the structures are in violation of the Coastal Zone Regulations and in some cases without permission from the CRZ authorities.

However, it appears that individual petitions have been filed by some of the entities and interim orders have been obtained seeking prohibition from demolition of the structures raised in the said area.

Pursuant to our orders, the writ petitions bearing Nos.3074, 17965 and 23119 of 2024 have now been listed before us.

We direct the authorities of the GVMC, the Coastal Zone Management Authorities as also the District Collector to proceed in accordance with law by serving notices on the petitioners in W.P.Nos.3074, 17965 and 23119 of 2024 as also any other entity which is stated to have violated any of the Coastal Zone Regulations or the by-laws of the GVMC.

The notices which are to be issued should contain in detail the violations committed by the said entities and the same shall be issued

within a period of two weeks from today. The said entities shall be at liberty to respond.

On the suggestion of the counsel for the parties, a minimum 15 days be provided to the said entities to respond to the show cause notice on which appropriate decision shall then be taken within two weeks thereafter.

The said entities may also be given a personal hearing apart from the explanation which they may render to the show cause notices.

Let the needful be done and completed within eight weeks positively.

The result of the action taken be placed before this Court. Till such time as the notices are issued and considered and appropriate orders are passed, status quo shall be maintained with regard to the structures in question, which are the subject matters in WP.Nos.3074, 17965 & 23119 of 2024 till the next date of hearing.

The orders passed in W.P.Nos.3074 and 23119 of 2024 shall stand modified accordingly.

List on 30.07.2025."

Sd/- SHAIK MOHD. RAFI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For /

To,

1. The Secretary, Union of India, Ministry of Environment, Forest and Climate Change, Paryavaran Bhavan, New Delhi.
2. The Chief Secretary, State of Andhra Pradesh, 1st Floor, Interim Government Complex, A.P. Secretariat, Velagapudi, Guntur,
3. The Principal Secretary, State of Andhra Pradesh, Municipal Administration Department, A.P. Secretariat, Velagapudi, Guntur,

4. The Metropolitan Commissioner, Visakhapatnam Metropolitan Regional Development Authority (VMRDA), Siripuram Junction, Visakhapatnam.
5. The Chairman, Andhra Pradesh State Coastal Zone Management Authority, C/o Ministry of Environment, Forest, Science and Technology, Secretariat Buildings, Thullur Mandal, Guntur District.
6. The Commissioner, Greater Visakhapatnam Municipal Corporation, Visakhapatnam, Tenneti Bahavan, Asilmetta, Visakhapatnam
7. The District Collector, Visakhapatnam District, Visakhapatnam.
8. The Thasildar, Bheemunipatnam Mandal, Visakhapatnam District.
9. Penaka Neha Reddy, W/o Penaka Rohit Reddy, R/o. Flat No.425, Road No.18, Jubilee Hills, Hyderabad, Telangana.
10. The Principle Secretary, State of Andhra Pradesh, Department of Tourism and Culture Secretariat Building, Secretariat, Velagapudi, Guntur
11. The Principle Secretary, State of Andhra Pradesh, Department of Environment, Forest Science and Technology, Secretariat, Velagapudi, Guntur
12. AP Coastal management Authority, Department of Environment, Forest Science and Technology, Government of AP Velagapudi, Guntur
13. The Member Secretary, AP Pollution Control Board, Vijayawada.
14. The District Collector, Visakhapatnam.
15. The Commissioner, Greater Vishakhapatnam Municipal Corporation, GVMC, Visakhapatnam.
16. The Vice Chairman, Vishakhapatndm Urban Development Authority, VUDA Visakhapatnam.
17. The Chairman, AP Tourism Development Authority, D.No.55-17-2 to 4, 5th Floor, Near C G O Complex, Industrial estate, Vijayawada, Andhra Pradesh,

18. The Managing Director, AP Tourism Development corporation,
D.No.55-17-2 to 4, 5th Floor, Near C G O Complex, Industrial estate,
Vijayawada Andhra Pradesh
19. The Manager, District Tourism Council, Vishakhapatnam
Kurmannapalem, Visakhapatnam, Andhra Pradesh
20. D.V.L.N.Murthy, C/o Bay Watch, Restaurant, Near Totlakonda,
Kapuluppada, Bheemunipatnam Mandal, Visakhapatnam District
21. The Chief Secretary, State of Andhra Pradesh, Andhra Pradesh
Secretariat, Amaravati.
22. The Principal secretary, State of Andhra Pradesh, Municipal
Administration Department, A.P Secretariat, Velagapudi Guntur.
23. Andhra Pradesh Coastal Zone Management Authority (APCZMA),
represented by its Member Secretary, Science and Technology
Secretariat, Buildings Thullur Mandal Guntur District.
24. The Environmental Officer, Andhra Pradesh Pollution Control
Board (APPCB), Visakhapatnam.
25. The District Collector, Visakhapatnam District, Visakhapatnam.
26. The Metropolitan Commissioner, Visakhapatnam Metropolitan
Regional Development Authority VMRDA, Siripuram
Junction, Visakhapatnam.
27. The Commissioner, Greater Visakhapatnam Municipal
Corporation (GVMC).
28. The Revenue Divisional officer (R.D.O), Bheemunipatnam,
Visakhapatnam district.
29. The Thasidhar, Bheemunipatnam Mandal, Visakhapatnam
district.
30. The Police commissioner of Visakhapatnam, visakhapatnam city .
31. The C.M.D (Chairman & Managing director), APEPDCL
Visakhapatnam district.
32. The Zonal Commissioner, Bheemunipatnam zone Municipal
Corporation, Visakhapatnam district.

33. The Assistant City Planner (ACP), Bheemunipatnam zone
Municipal Corporation, Visakhapatnam district.
34. The Proprietor, M/s Viragoo Restro Bar, Smt Maddipati Sireesha,
D/o. Soma Sundara Rao, Situated at Sy. No. 329/5A, Kapuluppada,
Ward-4, Zone-1, Bheemli, Visakhapatnam. Smt. Maddipati Sireesha,
D/o Soma Sundar Rao, Aged about 41 Years, R/o D.No.25-85/84,B-
D3, Gayatri Nagar, Road No.4, PM Palem, Vishakhapatnam-530004.
35. The Proprietor, Sea-horse Restro bar., Now Running as B-Zag,
Polavarapu Rama Mani, W/o Anand, age 48 years, R/o D.No.2-
21/143, Flat No.5/1, Sriram Panorama Hills, Law college road,
Yendada, Visakhapatnam-530045. Amatapu Srikanth. Manikanta Sai
Kumar, S/o Kanaka Rao, R/o SL 15/4, Panorama Hills, Law college
road, Yendada, Visakhapatnam-530045.
36. The Proprietor, Teeram Beach resort., SOS junction,
Bheemunipatnam, pin-531163, Visakhapatnam.
37. The Proprietor, Sanctum bar and restaurant (previously named as
Bay watch resort), opposite thotlakonda, NTR beach
road, Mangamaripeta, kapuluppada, Andhra Pradesh, pin.
530048.email-sanctumbay@ gmail.com
38. The Zonal Commissioner, Bheemunipatnam zone,
Bheemunipatnam, Visakhapatnam District.
39. The Commissioner, GVMC, Visakhapatnam, Visakhapatnam.
40. The Principal Secretary, State of Andhra Pradesh, Municipal
Administration, Department, Secretariat Building, Velagapudi,
Amaravathi, Guntur District.
41. The Commissioner, Greater Visakhapatnam Municipal
Corporation, Visakhapatnam.
42. The Zonal Commissioner No.1 Bheemunipatnam, Visakhapatnam
District.
43. The Principal Secretary, state of Andhra Pradesh, Municipality
and Urban Administration Velagapudi, Amaravati, Guntur District.

44. The Tahsildar, Bheemunipatnam Visakhapatnam District
(Addressee Nos.1 to 44 by **RPAD**)
45. One CC to Sri N Ashwani Kumar, Advocate [OPUC]
46. One CC to Sri.Ponnada Sree Vyas, Advocate[OPUC]
47. One CC to Sri K.S.Murthy Associates [OPUC]
48. One CC to Sri Deputy Solicitor General of India, High Court of AP
[OPUC]
49. Two CCs to GP for GAD, High Court of AP [OUT]
50. Two CCs to GP for MA & UD, High Court of AP [OUT]
51. One CC to Sri.V.Surya Kiran Kumar, Standing Counsel [OPUC]
52. One CC to Sri.K.Madhava Reddy, Standing counsel [OPUC]
53. Two CCs to GP for Revenue, High Court of AP [OUT]
54. One CC to Sri P.Subash, Standing Counsel [OPUC]
55. One CC to M/s. N JOY, Advocate [OPUC]
56. One CC to Sri Y. SOMA RAJU, Standing Counsel [OPUC]
57. One CC to Sri A.S.C. BOSE, Standing Counsel [OPUC]
58. One CC to Sri K.Sarva Bhouma Rao, Advocate [OPUC]
59. One CC to Sri K.Madhava Rao, Standing Counsel [OPUC]
60. Two spare copies.

HIGH COURT

HC,J

&

RC,J

DATED: 18/06/2025

LIST ON 30.07.2025

ORDER

W.P(PIL) NO: 53 OF 2024 ALONG WITH
WP.(PIL) No.110 OF 2018, 206 OF 2024,
WP.Nos.3074, 17965 & 23119 OF 2024

DIRECTION

