

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

**THURSDAY, THE SIXTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

**HONOURABLE SRI DHIRAJ SINGH THAKUR, THE CHIEF JUSTICE
AND**

THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO

W.P(PIL) NOS: 110 OF 2018 & 206 OF 2024

W.P(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, 18.06.2025 & 16.10.2025 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, 18.06.2025 & 16.10.2025 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;

the Court made the following ORDER

“Pursuant to our orders passed in these petitions, an inspection is stated to have been conducted in which violations have been reported.

We are informed that the G.V.M.C. has issued show cause notices to the concerned to which responses are also stated to have been filed by the concerned.

We direct the G.V.M.C. to pass appropriate orders not later than two (2) weeks from today.”

//TRUE COPY//

**SD/-U.SRI DEVI
DEPUTY REGISTRAR
SECTION OFFICER**

To,

1. The Commissioner, Greater Visakhapatnam Municipal Corporation, Visakhapatnam, Tenneti Bahavan, Asilmetta, Visakhapatnam.
2. One CC to Sri A.S.C. Bose, Standing Counsel for GVMC [OPUC]
3. One CC to Sri K.S.Murthy Associates, Advocate [OPUC]
4. One CC to Sri Y. SOMA RAJU, Standing Counsel [OPUC]
5. Two CCs to GP for GAD, High Court of A.P., Amaravati [OUT].
6. Two CCs to GP for MA & UD, High Court of A.P., Amaravati [OUT].
7. Two CCs to GP for Revenue, High Court of A.P., Amaravati [OUT].
8. **Two spare copies**

HIGH COURT

HC,J

&

RRR,J

DATED: 06/11/2025

LIST ALL THE MATTERS ON 20.11.2025

ORDER

W.P(PIL) NOS: 110 OF 2018 & 206 OF 2024

DIRECTION

