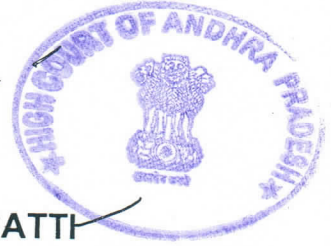


[3331]

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

THURSDAY, THE ELEVENTH DAY OF JUNE,
TWO THOUSAND AND TWENTY SIX



:PRESENT:

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 15301 OF 2026

Between:

1. Mangali Vijaya Lakshmi, W/o. Venkata Swamy, aged about 45 years, R/o. Bondaladinne Village, Sanjamala Mandal, Nandyal District, Sanjamala Mandal, Nandyal District - 518165.
2. Mangali Dastagiramma, W/o. Late Chinna Venkataiah, aged about 70 years, Bondaladinne Village, Sanjamala Mandal, Nandyal District - 518165.

Petitioners

AND

1. The State of Andhra Pradesh, represented by its Principal Secretary, Panchayat Raj and Rural Development Department, Secretariat, Velagapudi, Amaravathi, Pin: 522237.
2. The State of Andhra Pradesh, represented by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravathi, Pin: 522237
3. The District Collector, Nandyal District, Nandyal, Pin 518501.
4. The District Panchayat Officer, Nandyal District, Nandyal, Pin 518501.
5. The Tahsildar, Sanjamala Mandal, Nandyal District. Pin 518165.
6. The Vasanthapuram Grama Panchayati, Sanjamala Mandal, represented by its Panchayat Secretary, Nandyal District. Pin 518165.

7. The Panchayat Secretary, Vasanthapuram Grama Panchayat, Sanjamala Mandal, Pin 518165.
8. Yerasi Harikumar Reddy, S/o. Chandra Sekhar Reddy, aged about 35 years, R/o. Bondaladinne Village, Sanjamala Mandal, Nandyal District Pin 518165

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 direction, or an order or a writ, more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent Nos. 6 and 7 in issuing the notice Dt 03.06.2026 to the petitioners calling upon them to remove their southern side construction upto one meter of their houses situated in Government Layout Plot Nos. 57 and 58 of Bondaladinne Village of Sanjamala Mandal, Nandyal District without calling for any explanation from the petitioners and without issuing any notices to the neighbours of the petitioners for clear encroachments as illegal, arbitrary and unconstitutional; and consequently to quash the notice Dt 03.06.2026 of the Respondent Nos. 6 and 7;

IA NO: 1 OF 2026

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 Nos. 6 and 7 not to interfere with the possession of the petitioners over their houses situated in Government Layout Plot Nos. 57 and 58 of Bondaladinne Village of Sanjamala Mandal, Nandyal District;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. KALEEMULLA S, Advocate for the Petitioners and of GP FOR PANCHAYAT

RAJ & RURAL DEV for the Respondent Nos.1 & 4 and of GP FOR REVENUE, for the Respondent Nos.2, 3 & 5 and of Ms. KAVITHA, learned counsel representing Sri. M. SUDHIR, STANDING COUNSEL, for the Respondent Nos.6 & 7;

The Court made the following ORDER:

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.8 by speed post with acknowledgement due and file proof of service in the Registry.

Heard Sri Syed Kaleemulla, learned counsel for the petitioners, Sri Panuku Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj appearing for respondents 1 & 4, Sri M. Chandra Sekhar, learned Assistant Government Pleader for Revenue appearing for respondents 2, 3 & 5 and Ms. Kavitha, learned counsel representing Sri M. Sudhir, learned Standing Counsel appearing for respondents 6 & 7.

Assailing the notice dated 03.06.2026 (Ex.P9), issued by the Panchayat Secretary of respondent No.6, the above writ petition was filed.

Learned counsel for the petitioners would submit that the petitioners and the 1st petitioner's co-daughter-in-law were assigned house site pattas bearing Nos.58, 57 & 59. They have constructed houses after obtaining financial help from the Andhra Pradesh State House Corporation. Due to disputes with respondent No.8, the petitioners filed a suit in O.S.No.39 of 2025 on the file of the learned Civil Judge (Junior Division), Koilakuntla, seeking a perpetual injunction. The said suit was decreed by judgment and decree dated 30.01.2026 (Ex.P4).

Be that as it may, the Panchayat Secretary of respondent No.6 issued notice *vide* Rc. No. 12/2025, dated 01.12.2025 (Ex.P5). The petitioners submitted an explanation through Advocate *vide* Ex. P6. The Tahsildar - respondent No.5 issued notice *vide* R.C.No.206/2025, dated 31.07.2025, and another notice *vide* R.C.No.206/2025, dated 29.08.2025

(Ex.P4). Without considering the explanation submitted by the petitioners, the notice impugned (Ex.P9) was issued by the Panchayat Secretary of respondent No.6.

Learned Assistant Government Pleader and learned Standing Counsel seek time to get instructions or to file a counter-affidavit.

Given the facts and circumstances of the case, the Panchayat Secretary of respondent No.6 shall not take any coercive steps pursuant to Ex. P9 notice dated 03.06.2026, for a period of six (06) weeks.

List the matter on 02.07.2026.

//TRUE COPY//

SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Panchayat Secretary, The Vasanthapuram Grama Panchayati, Sanjamala Mandal, Nandyal District. Pin 518165. (by SPEED POST)
2. One CC to Sri. KALEEMULLA S, Advocate [OPUC]
3. Two CCs to GP FOR PANCHAYAT RAJ & RURAL DEV, High Court Of Andhra Pradesh. [OUT]
4. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
5. One CC to Sri. M. SUDHIR, STANDING COUNSEL [OPUC]
6. One spare copy

JSS

HIGH COURT

SRS, J

DATED:11/06/2026

LIST THE MATTER ON 02.07.2026.

ORDER

WP.No.15301 of 2026

DIRECTION

