

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: 15318 OF 2026



Between:

Basu Vijaya kumari, W/o.Chandra Shekar Reddy Late, aged about 74 years, R/o.Flat No.306, Block D, Nest Apartments, Marri Chettu, Manikonda, Hyderabad, Telanagan State 500 089.

...Petitioner

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Municipal Administration and Urban Development Department, Secretariate Buildings, Velagapudi, Amaravathi – 522237.
2. The Macherla Municipality, rep. by its Municipal Coinmisioner, Macherla Town, Palnada District – 522426.
3. The Municipal Commisioner, Macherla Municipality, Palnadu District, Andhra Pradesh – 522426.

...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 or particularly one in the nature of Writ of Mandamus declaring the action of the 2nd Respondent in issuing the Notice vide ROC.No.278/2024/G1 dt. 15.04.2026 issued under the A.P.Municipalities Act, 1965 and A.P Building Rules and proceedings further to demolish the building bearing D.No.12-1-112, Macharla Town, Palnadu District without hearing me and without following due procedure of law as illegal, arbitrary, discriminating, unjust against to Article 14, 19, 21 and Article 300A of Constitution of India and consequentially direct the 2nd and 3rd

Respondent to hear my reply to the impugned Notice vide ROC.No.278/2024/G1 dt. 15.04.2026 and direct the 3rd Respondent to follow the due procedure contemplated under A.P.Municipalities Act.

IA NO: 1 OF 2026

Petition under Section 151 of 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 2nd Respondent not to proceed with the demolition of the Building in premises bearing D.No.12-1-112, Macharla Town, Palnadu District without hearing my reply to the impugned notice ROC.No.278/2024/G1 dt. 15.04.2026, pending of WP 15318 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 Anand Kumar Kochiri, Advocate for the Petitioner and of GP MUNICIPAL ADMN AND URBAN DEV AP for Respondent No.1 and of Smt. V.Sireesha Rani, Standing Counsel for Respondent Nos. 2 and 3, the Court made the following

ORDER:

“Heard Sri Anand Kumar Kochiri, learned counsel for the petitioner, learned Government Pleader for Municipal Administration and Urban Development for the 1st respondent and Smt. V.Sireesha Rani, learned Standing counsel for the 2nd respondent.

Assailing the notice *vide* ROC.No.278/2024/G1 dated 15.04.2026 (Ex.P1), issued by the Commissioner of the 2nd respondent, the petitioner filed the above writ petition.

Learned counsel for the petitioner would submit that no survey was conducted in the presence of the petitioner or the tenant. The structure was constructed in the year 2009 pursuant to permission granted *vide* B.A.No.97/08-09/201/2009. He would also submit that Ex.P1 notice was served on the tenant on 06.06.2026.

Learned Standing counsel seeks time to file counter-affidavit.

A perusal of Ex.P1 does not indicate that the land was surveyed in the presence of the petitioner or the tenant.

Given the facts and circumstances of the case, the Commissioner of the 2nd respondent shall not take any coercive steps pursuant to Ex.P1 for a period of four (04) weeks.

The petitioner shall submit an explanation by annexing all the documents to the Commissioner of the 2nd respondent.

List the matter on 25.06.2026.”

//TRUE COPY//

SD/- P.BRAHMA RAO
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Municipal Coinmisioner, Macherla Municipality, Macherla Town, Palnada District – 522426. (by **SPEED POST**)
2. One CC to Sri Anand Kumar Kochiri, Advocate [OPUC]
3. One CC to Smt. V.Sireesha Rani, Standing Counsel[OPUC]
4. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP, High Court of Andhra Pradesh. [OUT]
5. One spare copy.

PSD

HIGH COURT

SRS,J

DATE:11/06/2026

LIST THE MATTER ON 25.06.2026

ORDER

WP.No.15318 of 2026

DIRECTION

