

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No: W.P.No. 16900 of 2025

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
1.	08.07.2025	<u>VN,J</u> The present Writ Petition is filed questioning the inaction of the Respondent No.2 in stopping illegal and unauthorized construction by Respondents 3 and 4 in an extent of 433.33 Sq.yds in Revenue Ward No.4, Municipal Ward No.17 (New Ward No.450 in R.S.No.373/1, Plot No.34 of N.G.O's Revenue Colony, Sidimbivari Agraharam, Eedepalli, Machilipatnam, Krishna District as illegal and arbitrary. The Petitioner claims that he is the absolute owner and possessor of the land to an extent of 62 sq.yds bearing present D.No.17-254 in Ward No.45 of Sidimbivari Agraharam, Eedepalli, Machilipatnam, having acquired the same from his father by succession. The father of the Petitioner purchased the same under Registered Sale Deed dated 01.03.1984 from his vendor Sannala Anjaneyulu. While so, the Respondents 3 and 4 started proceeding with the construction in the said property. The Petitioner made a complaint to the Respondent No.2 on 26.05.2025. Subsequently, the Respondent No.2 issued an Endorsement	

		dated 06.06.2025 informing the Petitioner that the builder and owner were instructed not to proceed with further construction without obtaining building permission from the Municipal Corporation. The Petitioner was also informed to take action to get the survey done through the Town Surveyor in between the Petitioner and Respondents 3 and 4 in respect of subject property. Learned Standing Counsel for the Respondents, on instructions, would submit that instructions were issued to the Respondents 3 and 4 not to proceed with further construction without obtaining building permission. Learned counsel for the Petitioner would submit that in spite of instructions by the Respondent/ Corporation, the Respondents 3 and 4 are proceeding with construction without obtaining building permit. Having heard the respective counsel and considering the instructions issued by learned Standing Counsel for the Respondents restraining the Respondents 3 and 4 from proceeding with further constructions without obtaining any building plan from the Respondent/ Corporation, in that view, there shall be interim direction as follows: i) The Respondents 3 and 4 are restrained from making any further construction without obtaining any	
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		building permission from the Respondent/ Corporation. ii) The Respondent/ Corporation shall consider the objections made by the Petitioner before issuing any building plan in favour of the Respondents 3 and 4. Post on 05.08.2025. KK VN,J	
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