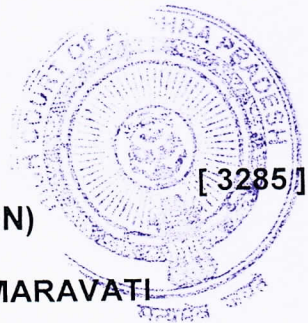




(SHOW CAUSE NOTICE BEFORE ADMISSION)

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF OCTOBER TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HON'BLE THE CHIEF JUSTICE SRI.ARUP KUMAR GOSWAMI
AND
THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

W.P.(P.I.L)NO: 204 OF 2021

Between:

1. Avagahana Samsta, Rep by its Secretary, Konda Siva Rami Reddy, s/o Veera Reddy age 64 years, Plot No.103, Kilari Towers Apartments, 1ST FLOOR, M Main Road, Sanjeeva Reddy Statue,k Koratapadu, Guntur, Chandramouli Nagar, A.P. -522007.
2. Andhra Lawyers Association, Rep by its Secretary, Meda Srinivasa Rao, S/o Surya Narayana, Aged 52, Street No. 2, Hyderguda, Himayathnagar, Hyderabad.
3. City House Owners Association, Rep by its Secretary, Pannala Satyanarayana Murthy Age 71yrs s/o Laxminarasimham 5-42-48/1, A-402, Swarna Arcade, 6/10 lane, Brodipet, Guntur.
4. Dr. Tata Seva Kumar, S/o Nagendra Rao, Age 46 yrs, 5-21-16, 2ndlane, 1st cross Road, Near Overbridge, Brodipet, Guntur -522002

.....Petitioners

AND

1. The State of Andhra Pradesh, Rep .by Its Chief Secretary. Secretariat, Amaravathi, Andhra Pradesh.
2. The Principal Secretary, Municipal Administration and Development Department, Government of Andhra Pradesh, Secretariat, Amaravati.

.....Respondents

WHEREAS the above petitioners named through their Advocate SRI.M.V.RAJA RAAM, presented this 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 writ, orders, directions more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in issuing impugned enactment i.e., The Andhra Pradesh Municipal Laws (2nd Amendment) Bill, 2020 (LA Bill No.20 of 2020) and Act No.44 of 2020, dt.31.12.2020 and published it in Part IV-A Extraordinary dt.30th November, 2020 and also Rules made thereunder issued and published vide G.O. Ms.No.198, Municipal Administration and UD (J) Department dt.24. November, 2020 in A.P. Gazette Part I Extraordinary dt.24 November, 2020 and Rules framed in issuing G.O.Ms.Nos.196 and 197 dt.23.11.2020 for Sewerage and Water charges respectively by way amendment in introducing new Section 491-A in A.P. Municipal Corporations Act, 1955 as illegal and contrary to law, Ultra-virus and unconstitutional and violative of Articles 14,19,21 and 300-A of Constitution of India, in the interest of justice;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri.M.V.Raja Raam, Advocate for the Petitioner and of Mr.B.S.Shivaji, learned Government Pleader attached to the office of the learned Advocate General, for the respondents, directed issue of notice to the Respondents herein **returnable in eight weeks** to show cause as to why this W.P.(PIL) should not be admitted.

You viz:

1. The Chief Secretary, State of Andhra Pradesh, Secretariat, Amaravathi, Andhra Pradesh.
2. The Principal Secretary, Municipal Administration and Development Department, Government of Andhra Pradesh, Secretariat, Amaravati.

are directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted on or before 01.12.2021, on which date the case stands posted for hearing.

THE COURT MADE THE FOLLOWING ORDER:

(Through Video-Conferencing)

Heard Mr.M.V.Raja Raam, learned counsel for the petitioners.

Also heard Mr.B.S.Shivaji, learned Government Pleader attached to the office of the learned Advocate General, appearing for the respondents.

Issue notice, returnable in eight weeks.

No formal steps are called for, as the respondents are duly represented. However, extra copies be furnished.

**SD/-T.MADHAVI
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Chief Secretary, State of Andhra Pradesh, Secretariat, Amaravathi, Andhra Pradesh.
2. The Principal Secretary, Municipal Administration and Development Department, Government of Andhra Pradesh, Secretariat, Amaravati. (1 & 2 by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to SRI.M.V.RAJA RAAM , Advocate [OPUC]
4. Two CCs to the Advocate General, High Court Of Andhra Pradesh. [OUT]
5. One CC to Mr.B.S.Shivaji, learned Government Pleader, High Court of A.P. (OUT)
6. Two spare copies

SRL

HIGH COURT

HCJ & NJSJ

DATED: 05/10/2021

NOTICE BEFORE ADMISSION

WP(PIL).No.204 of 2021

DIRECTION

