

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(SPECIAL ORIGINAL JURISDICTION)

FRIDAY, THE THIRD DAY OF JANUARY,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 19755 OF 2024



Between:

Achanta Venkateswar Rao, S/o A Satyanarayana, Aged about 62 years R/o Door No 3/17, Sangayagudem, Devarapalli Mandal, West Godavari-534313.

...Petitioner

AND

1. The State of A.P., Rep. by its Prl.Secy.Department of MA& UD, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Greater Visakhapatnam Municipal Corporation, Vishakhapatnam, Rep by its Commissioner.
3. M/s.Hayagreeva Farms and Developers, Door.No.6-20-20/1, Flat.No.502, 4th Floor, Sukshetra East Point, East Point Colony, Visakhapatnam- 530017. Rep by its Managing Partner
4. Ch. Jagadeeswarudu, S/o Rama Rao, Aged about 64 years, Occ. Business. R/o D.No.2-349/1, Krishna Poultries, Old Dairy Farm, Adarsh Nagar, Visakhapatnam.

...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 an appropriate Writ or order or direction more particularly in the nature of 'Writ of Mandamus' declaring the action of the Respondents more particularly the action of Respondent No.2 herein in issuing proceedings vide B .A No.1086/3960/B/Z1/YDA/2021 (e-office-299800) dated 06.07.2024 keeping the Building permission granted to the Respondent No.3 in abeyance

and further directing the Respondent No.3 to stop the work and not to proceed with any further construction activity solely because of the civil disputes pending between the Respondent Nos.3 & 4 as being illegal, arbitrary, unjust, violative of Principles of Natural Justice, violative of the provisions of the Greater Hyderabad Municipal Corporation Act, 1955 and violative of Articles 14, 21 and 300A of the Constitution of India and Consequently set aside the proceedings vide B.A.No.1086/3960/B/Z1/YDA/2021 (e-office-299800) dated 06.07.2024 issued by the Respondent No.2.

IA NO: 1 OF 2024:

Petition under Section 151 of 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 suspend the operation of proceedings vide B.A.No.1086/3960/B/Z1/YDA/2021(e-office-299800) dated 06.07.2024 issued by Respondent No.2, Pending disposal of WP 19755 of 2024, 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 dated 28.11.2024 & 12.12.2024 made herein and upon hearing the arguments of SRI KALEPU YASHWANTH, Advocate for the Petitioner and of GP MUNICIPAL ADMN AND URBAN DEV AP for the Respondent No.1 and of SRI J.DILEEP KUMAR, Advocate for the Respondent No.2 and of SRI SRINIVAS RAO BODDULURI, Advocate for the Respondent Nos.3 & 4, the Court made the following

ORDER:

“At request of both the learned counsel, post on 09.01.2025 for hearing.

Till then, interim order granted earlier is extended."

//TRUE COPY//

SD/- M.PRABHAKARA RAO
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. One CC to SRI. KALEPU YASHWANTH Advocate [OPUC]
2. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP ,High Court Of Andhra Pradesh. [OUT]
3. One CC to SRI J.DILEEP KUMAR, Advocate. [OPUC]
4. One CC to SRI SRINIVAS RAO BODDULURI, Advocate. [OPUC]
5. Two CCs to Advocate General, High Court of Andhra Pradesh [OUT]
6. **One spare copy**

CVSS

HIGH COURT

VS,J

DATED:03/01/2025

POST ON 09.01.2025 FOR HEARING.

ORDER

WP.No.19755 of 2024

INTERIM ORDER EXTENDED

