

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No.: C.M.A.Nos. 593 and 594 of 2024

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
12	22.04.2026	<u>RNT, J&BM, J</u> I.A.No.1 of 2026 in CMA No.593 of 2024 is an application filed by the respondents 1 and 2 in the appeal, seeking grant of police aid to the said respondents for implementing the interim order dated 06.09.2024 passed in I.A.No.1 of 2024 to maintain status quo. 2. The said application has been filed inter alia on the ground that in spite of the interim order dated 06.09.2024, the appellants are violating the same and have raised certain structures which are still on plaint schedule property. The suit for partition was pending before the learned Trial Court. 3. Learned counsel for the appellants submits	

	that the appellants have filed the counter and have denied any such construction being raised in violation of the interim order. He further submits that in the suit, various applications were filed by the plaintiffs/respondents, including the one for appointment of the advocate commissioner, which was allowed and pursuant thereof the advocate commissioner visited that spot on 27.09.2024 and submitted the report dated 28.09.2024. He further submits that challenging the order of appointment of the advocate commissioner, C.R.P.No.2117 of 2024 has been filed, which is pending before this Court. He further submits that some more C.R.Ps are pending in this Court, arising out of the interlocutory proceedings of the same suit for partition, in which also there is some interim order. 4. Let the copies of the interim orders in the pending matters as aforesaid be placed before	
--	--	--

	this Court vide a memo. 5. Considering the submissions advanced as also the affidavit in support of application, which also refers to the report of the advocate commissioner dated 28.09.2024 and which has been made the very basis to file I.A.No.1 of 2026, and which in the submission of the appellant's counsel cannot be placed reliance, in view of the interim order passed in C.R.P.No.2117 of 2024, we consider it appropriate to call for the report from the District Collector, Tirupati, on the point inter alia of the present construction, as also if the construction is of the recent past. A physical inspection may be made or got to be made through some responsible officer to be deputed by the District Collector as also along with a responsible officer from Tirupati Municipal Corporation, who are also directed to cooperate. 6. Let the report be submitted before the next date of listing.	
--	--	--

		7. The District Collector shall ensure that the interim order passed by this Court on 06.09.2024 is not violated by any of the parties. 8. It is clarified that the report of the District Collector to be so submitted shall be without prejudice to the report submitted by the advocate commissioner, and shall be primarily in this appeal only and also shall remain subject to the further orders in this appeal. 9. List on 17.06.2026. 10. The interim order granted earlier is extended till the next date of listing. 11. Let a copy of this order be sent to the District Collector, Tirupati as also the Tirupati Municipal Corporation. _____ RNT, J _____ BM, J Pab	
--	--	---	--

--	--	--	--

--	--	--	--