

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

WEDNESDAY, THE EIGHTEENTH DAY OF FEBRUARY,
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 19906 OF 2025



Between:

Alluru Venkata Narasimha Raju, S/o Late Venkata Narayana Raju, aged about 65 years, R/o H.No.39-8-74, Muralinagar, Visakhapatnam.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration & Urban Development Department, Secretariat, Velagapudi, Guntur Dist.
2. The Greater Visakhapatnam Municipal Corporation, Visakhapatnam.
3. The Joint Collector, Visakhapatnam.
4. The Revenue Divisional Officer, Visakhapatnam Division, Visakhapatnam.
5. The Tahsildar, Gopalapatnam Mandal, Visakhapatnam.
6. Udayagiri Satyavati, D/o Bodakurthy Nooka Raju, aged about 20 years, R/o D.No.39-8-77/2/A, Muralinagar, 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 order, Writ or direction more particularly in the nature of Writ of Mandamus declaring the inaction of the respondent No.2 in taking action against the 6th respondent to remove the public road encroachment by the 6th respondent in Sy.No.44 in layout TP No.27/71 situated at between D.No.39-8-77/12 and 39-8-77/2, Murali Nagar, Visakhapatnam is highly illegal, arbitrary, unconstitutional, violation of Articles 14 and 21 of the Constitution of

India, apart from violation of the Provisions of GHMC Act, 1955 and consequently direct the 2nd respondent to remove the encroachment on public road by the 6th respondent in Sy.No.44 in layout TP No.27/71 situated at between D.No.39-8-77/12 and 39-8-77/2, Murali Nagar, Visakhapatnam.

IA NO: 1 OF 2025

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 direct the 2nd respondent to remove the encroachment on public road by the 6th respondent in Sy.No.44 in layout TP No.27/71 situated at between D.No.39-8-77/12 & 39-8-77/2, Murali Nagar, Visakhapatnam, pending disposal of WP 19906 of 2025, 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 V.V.N.Narayana Rao, Advocate for the Petitioner and of GP MUNICIPAL ADMN AND URBAN DEV AP for Respondent No.1 and of Sri A.S.C.Bose, Standing Counsel for Respondent No.2 and of GP for Revenue for Respondent Nos. 3 to 5 and of Sri T.Ashok Srivastava, Advocate for Respondent No.6, the Court made the following

ORDER:

“Heard Sri V.V.N. Narayana Rao, learned Counsel for the Writ Petitioner and Sri T. Ashok Srivastava, learned Counsel for the Unofficial Respondent No.6.

2. Sri T. Ashok Srivastava, learned Counsel for the Unofficial Respondent No.6 has placed reliance on a Regularization Proceeding dated 19.05.2016 passed by the then Mandal Revenue Officer by name Sri L. Sudhakara Naidu (Ex.P.7).

3. Learned Counsel for the Writ Petitioner would submit that the Writ Petitioner has secured information by filing an Application under the Right to Information Act seeking the tenure of Sri L. Sudhakara Naidu who had officiated as Mandal Revenue Officer, Seethammadhara,

slr

Visakhapatnam. In response to the request of the Writ Petitioner herein, the Information Officer has furnished reply on 14.07.2025 stating that Sri L. Sudhakara Naidu has served as Mandal Revenue Officer in the Tahsildar's Office, Seethammadhara, Visakhapatnam from 01.06.2016 to 31.05.2017 (Ex.P.8).

4. By submitting these facts, learned Counsel for the Writ Petitioner would submit that the Regularization Proceeding dated 19.05.2016 (Ex.P.7) would not have been issued by Sri L. Sudhakara Naidu on 19.05.2016 because Sri L. Sudhakara Naidu assumed charge in the Tahsildar's Office only from 01.06.2016. He would, therefore, submit that the Regularization Proceeding dated 19.05.2016 is a fabricated document (Ex.P.7).

5. Having regard to these facts, this Court is of the view that this case requires thorough investigation to find-out the genuinity of the Regularization Proceeding dated 19.05.2016 (Ex.P.7). Accordingly, the following directions are issued :

- i.* The Deputy Superintendent of Police, CBCID is directed to conduct thorough investigation with regard to the issuance of Regularization Proceeding dated 19.05.2016 (Ex.P.7) vis-à-vis the period that Sri L. Sudhakara Naidu has officiated as Mandal Revenue Officer in the Tahsildar's Office, Seethammadhara, Visakhapatnam from 01.06.2016 to 31.05.2017.
- ii.* The Director General of Police, CBCID is directed to entrust this issue to the Deputy Superintendent of Police, CBCID within one week from the date of serving of Orders on the Director General of Police, CBCID.
- iii.* The Joint Collector (Revenue) is directed to issue necessary instructions to the Officers in hierarchy of the Department of Revenue to cooperate the Deputy Superintendent of Police,



CBCID by making available necessary records and data to him/her.

- iv. The Deputy Superintendent of Police, CBCID is directed to submit a detailed Report in a sealed cover to this Court through the Registrar (Judicial) within three weeks from the date on which this Order has been uploaded on the Website of this Court.
- v. Registrar (Judicial) is directed to communicate this Order to the Director General of Police, CBCID as expeditiously as possible not later than two days from the date of supply of this Order to the Registry.

6. Having regard to the facts of this case, there shall be a direction to the Respondents including the Unofficial Respondent No.6 to maintain Status-quo obtaining as on today till the next listing in terms of the construction as well as the Record.

7. List the matter on 18.03.2026.”

//TRUE COPY//

SD/-SK MD RAFI
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The Registrar(Judicial), High Court of A.P., Amaravati.
2. The Director General of Police, CBCID, Andhra Pradesh.
3. The Deputy Superintendent of Police, CBCID, Andhra Pradesh.
4. The Principal Secretary; Municipal Administration & Urban Development Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur Dist.
5. The Greater Visakhapatnam Municipal Corporation, Visakhapatnam.
6. The Joint Collector, Visakhapatnam.

7. The Revenue Divisional Officer, Visakhapatnam Division, Visakhapatnam.
8. The Tahsildar, Gopalapatnam Mandal, Visakhapatnam.
9. Udayagiri Satyavati, D/o Bodakurthy Nooka Raju, aged about 20 years, R/o D.No.39-8-77/2/A, Muralinagar, Visakhapatnam. (Addressee Nos. 4 to 9 by RPAD)
10. One CC to Sri V.V.N.Narayana Rao, Advocate [OPUC]
11. One CC to Sri A.S.C.Bose, Standing Counsel [OPUC]
12. One CC to Sri T.Ashok Srivastava, Advocate [OPUC]
13. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP, High Court of Andhra Pradesh. [OUT]
14. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
15. One spare copy.

PSD

HIGH COURT

GRKP,J

DATE:18/02/2026

NOTE: LIST THE MATTER ON 18.03.2026

ORDER

WP.No.19906 of 2025

STATUS-QUO

