

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

THURSDAY, THE THIRD DAY OF JULY
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA
WRIT PETITION NO: 20368 OF 2024



Between:

Padmanabhuni Sairam Gupta, S/o Surya Rao, Age 40 yrs, R/o D.No.22-24/1,
Srinivasa Nagar, Simhachalam Road, Simhachalam Post, Pendurthi Mandal,
Visakhapatnam District.

... Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary,
Department of Women Development and Child Welfare Secretariat,
Velagapudi, At Amaravati Guntur District.
2. The District Collector, Visakhapatnam District.
3. The R.D.O, Visakhapatnam-cum-Presiding Officer, Maintenance
Tribunal for Parents and Senior Citizens, Visakhapatnam District.
4. The Tahsildar, Pendurthi Mandal, Visakhapatnam District.
5. Padmanabhuni Suryarao, S/o Late Venkata Ramana, aged 68 years,
C/o Satyanarayana, D.No.21-135, Ward No.93, GVMC Area,
Venkatadri Nagar Colony, Srinivasa Nagar, Simhachalam,
Visakhapatnam- 530028, Visakhapatnam District.

... 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, order or direction, more particularly one in the nature of Writ of Certiorari calling for the records pertains to the orders of the 3rd respondent in D.Dis.No.12/2024/CS-2 dated 26/03/2024 where by ordered to vacate and hand over possession of the House and Shop

Properties situated in D.No. 22-24, Srinivasanagar, Vepagunta Gramapanchayat, Pendurthi Mandal, Visakhapatnam, to the 5th respondent herein without giving an opportunity of filing Objections/Counters by the petitioner, without considering the fact that the same was not purchased by him with his own earnings and the same was purchased with the money of mother of the petitioner which were given by her parents as Stridhana, as illegal, arbitrary, excessive exercise of jurisdiction vested under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 besides violation of principles of Natural Justice and to consequently to set aside the same.

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 grant interim stay of all further proceedings pursuant to the orders of the D.Dis.No.12/2024/CS-2 dated: 26/03/2024, including vacating and handing 3rd respondent in over possession of the House and Shop Properties situated in D.No. 22-24, Srinivasanagar, Vepagunta Gramapanchayat, Pendurthi Mandal, Visakhapatnam, to the 5th respondent during the pendency of this writ petition, Pending disposal of WP 20368 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 earlier order of the High Court dated 17.09.2024 & 23.09.2024 made herein and upon hearing the arguments of SMT K JYOTHI PRASAD Advocate for the Petitioner, GP FOR WOMEN DEV & CHILD WELFARE for the Respondent No.1, Sri K.Arjun Chowdary, AGP for Revenue for respondent nos.2 & 4, the Court made the following.

ORDER:

"Post on 10.07.2025.

Interim order granted earlier is extended till then."

SD/- B.PRASAD RAO
ASSISTANT REGISTRAR
[Signature]
SECTION OFFICER

//TRUE COPY//

To,

1. One CC to SRI. K JYOTHI PRASAD, Advocate [OPUC]
2. Two CCs to GP FOR WOMEN DEV & CHILD WELFARE, High Court of Andhra Pradesh. [OUT]
3. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh.[OUT]
4. One spare copy

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HIGH COURT

NV, J

DATED:03/07/2025

Post on 10.07.2025.

ORDER

WP.No.20368 of 2024

INTERIM ORDER EXTENDED

