

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

MONDAY, THE FOURTH DAY OF AUGUST,
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 20647 OF 2025



Between:

1. Konduboyana Pallaiah, S/o. Appa Rao, Hindu, Aged about 65 years, H.No. 3-57, Unudurru, Undi Mandal, West Godavari District.
2. Konduboyana Padma, W/o Nageswara Rao Aged about 54 years, H.No.3-58, Unudurru, Undi Mandal, West Godavari District.
3. Konduboyana Ganniah, S/o K.Pallaiah, Aged about 45 years, H.No. 3-57, Unudurru, Undi Mandal, West Godavari District.

...Writ Petitioners

AND

1. The State of Andhra Pradesh, Rep by Its Principal Secretary, Panchayat Raj and Rural Development, Secretariat Bldgs, Velagapudi, Amaravati.
2. The District Collector, West Godavari District at Bhimavaram.
3. The Divisional Panchayath Officer, West Godavari Dist., Bhimavaram.
4. The District Panchayath Officer, West Godavari Dist, Bhimavaram,
5. The Panchayath Secretary, Unudurru Village, Undi Mandal, West Godavari District.

...Respondents

WHEREAS the Petitioners above named through their Advocate Sri Yallabandi Ramatirtha, presented this 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 Mandamus, declaring the high handed action on the part of the 5th respondent

in contemplating to demolish a house bearing House Nos. 3-57 and 3-58 Unudurru Village, Undi Mandal, West Godavari District basing on the impugned notice dated 28.7.2025 which has been received by the petitioners on 31.7.2025 without giving an opportunity of petitioners' explanation with regard to the said notice and without following due process of law as contemplated is illegal, arbitrary and capricious and violative of principles of natural justice and consequently set aside the notice dated 28.7.2025 issued by the 5th respondent 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 Yallabandi Ramatirtha, Advocate for the Petitioners and of GP for Panchayat Raj for Respondent Nos. 1, 3 and 4 and of GP for Revenue for Respondent No.2 and of Sri Y.Koteswara Rao, Standing Counsel for Respondent No.5, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Panchayat Raj and Rural Development, State of Andhra Pradesh, Secretariat Bldgs, Velagapudi, Amaravati.
2. The District Collector, West Godavari District at Bhimavaram.
3. The Divisional Panchayath Officer, West Godavari Dist., Bhimavaram.
4. The District Panchayath Officer, West Godavari Dist, Bhimavaram,
5. The Panchayath Secretary, Unudurru Village, Undi Mandal, West Godavari District.

be and hereby are directed to show cause, either appearing in person or through 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 within four weeks.

IA NO: 1 OF 2025

Petition under Section 151 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 respondents more particularly the 5th respondent not to demolish the house bearing Nos. 3-57 and 3-58 of Unudurru Village, Undi Mandal, West Godavari District in the interest of justice, pending disposal of WP No. 20647 of 2025, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

"Notice before admission returnable in four weeks."

Heard learned counsel for the petitioner and learned Standing Counsel for Respondent No.5 – Unudurru Panchayat.

Status quo obtaining as on today shall be maintained by all the parties concerned with respect to demolition of house bearing Nos.3-57 and 3-58, Unudurru Village & Mandal, West Godavari District, until further orders.

For filing counter affidavit, post after four weeks."

**SD/- M.PRABHAKARA RAO
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

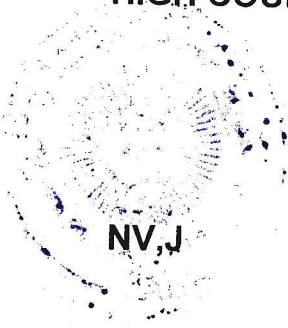
To,

1. The Principal Secretary, Panchayat Raj and Rural Development, State of Andhra Pradesh, Secretariat Bldgs, Velagapudi, Amaravati.
2. The District Collector, West Godavari District at Bhimavaram.
3. The Divisional Panchayath Officer, West Godavari Dist., Bhimavaram.
4. The District Panchayath Officer, West Godavari Dist, Bhimavaram,
5. The Panchayath Secretary, Unudurru Village, Undi Mandal, West Godavari District.(Addressee Nos. 1 to 5 by RPAD- along with a copy of petition and affidavit)
6. One CC to Sri Yallabandi Ramatirtha, Advocate [OPUC]

7. One CC to Sri Y.Koteswara Rao, Standing Counsel[OPUC] ✓
8. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV, High Court of Andhra Pradesh. [OUT] ✓
9. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT] ✓
10. One spare copy.

PSD

HIGH COURT



DATED:04/08/2025

POST AFTER FOUR WEEKS.

NOTICE BEFORE ADMISSION

WP.No.20647 of 2025

STATUS QUO

