

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

FRIDAY, THE FOURTH DAY OF OCTOBER

TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 21736 OF 2024

Between:

Mysore Narigamma Devalayam Committee, Rep. by its President, B.Gopal
s/o B.Naganna R/o. D.No. 6-143, Azad Nagar, Kalyandurgam Road,
Anantapuramu Town and District.

Petitioner

AND

1. The State of Andhra Pradesh, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District. Rep. by its Principal Secretary.
2. The District collector, Anantapuramu District.
3. The Revenue Divisional Officer, Anantapuramu, Anantapuramu District.
4. The Thasildar, Anantapuramu, Anantapuramu 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 a writ of mandamus or any other appropriate writ or direction declaring the unilateral action of the 2nd, 3rd, 4th respondents in issuing the Proceedings vide Dis.No.E2/457/2023 Dt 02.08.2024 Rc. No. D1 LA/1255/2022 Dt.25.06.2022 and Rc.No.B/380/2022 dt vide 11.11.2022, without issuing a show cause notice, giving an a opportunity to the petitioner to submit explanation/objections and without making petitioner as a party to the proceedings, furnishing the order copy to the petitioner and consequential action of the 4th respondent in issuing a Notice vide Rc.No.83/2023/A Dt 30.08.2024 to the petitioner society for immediate relocation of the

Narigamma Temple situated in Sy.No.116 of Kakkalapalli village, Basavatarak Nagar, Kalyandurgam Road, Anantapuramu Town and District and subsequently threatening to demolish the temple immediately, as illegal, arbitrary, violation of Principles of Natural Justice and Articles 14, 19, 21 and 300A of the constitution and provisions of National Highways Act and consequently set-aside the above proceedings issued by the 2nd, 3rd, 4th, Respondents and the consequential Notice vide Rc.No.83/2023/A Dt.30.08.2024 issued by 4th Respondent.

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 direct the respondents not to demolish the Narigamma temple situated in Sy.No.116 of Kakkalapalli village, Basavatarak Nagar, Kalyandurgam Road, Anantapuramu Town and District, Pending disposal of WP 21736 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 dt. 27.09.2024 made herein and upon hearing the arguments of Sri P SRAVAN KUMAR REDDY Advocate for the Petitioner and of GP FOR REVENUE for the Respondents, the Court made the following

ORDER:

“Heard P. Sravan Kumar Reddy, learned Counsel for the Writ Petitioner and Y. Balaji, learned Government Pleader for Revenue.

2. The direction given by this Court to file an Affidavit of undertaking that the Writ Petitioners would move the Idol to another place has not been complied with. Learned Counsel for the Writ Petitioner submits that the land allocated by the Government is involved in various disputes and is also the subject land in several Writ Petitions before this Court.

3. Sri Y. Balaji, learned Government Pleader for Revenue seeks time to obtain Written Instructions whether the subject land, which is

allocated for shifting the .Idol of deity is riddled with disputes and litigations or whether it is free from any disputes or litigation. This apart, the Tahsildar of Anantapur is directed to file an Affidavit whether there is any road access to the land, which is allocated in favour of the deity or not?

4. List this matter on 15.10.2024 in the Motion List.”

Sd/- M. SRINIVAS

ASSISTANT REGISTRAR

//TRUE COPY//

ch

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, State of Andhra Pradesh, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur District. [BY SPL. MESSENGER]
2. The District collector, Ananatapuramu District.
3. The Revenue Divisional Officer, Ananatapuramu, Ananatapuramu District.
4. The Thasildar, Ananatapuramu, Ananatapuramu District (2 TO 4 by SPEED POST)
5. One CC to SRI. P SRAVAN KUMAR REDDY Advocate [OPUC]
6. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
7. One spare copy.

ER

HIGH COURT

GRKP, J

DATED:04/10/2024

ORDER

LIST THIS MATTER ON 15.10.2024 IN THE MOTION LIST'

WP.No.21736 of 2024

DIRECTION

