



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3329]

FRIDAY, THE NINETEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 22697/2025

Between:

1. DONDAPATI RAJASHEKAR REDDY, S/O. DONDAPATI RAMA KRISHNA REDDY, AGED ABOUT 34 YEARS, R/O. D.NO. 2/143, CHINTHAKOMMADINNE, Y.S.R KADAPA DISTRICT.
2. SHAIK A MAHAMMAD GOUSE, S/O. MAHABOOB BASHA, AGED ABOUT 43 YEARS, R/O. D.NO. 2/105, MEE SEVA CENTER, CHINTAKOMMADINNE, Y.S.R KADAPA DISTRICT.
3. INDUKURI BRAHMAIAH, C/O. INDUKURI GURIAH AGED ABOUT 24 YEARS, R/O. D.NO. 2/144-6, CHINTHAKOMMADINNE, Y.S.R KADAPA DISTRICT.
4. VEMPALLI BABU, /O. RAHAMTHULLA, AGED ABOUT 36 YEARS, R/O. D.NO. 2/11, CHINTHAKOMMADINNE Y.S.R KADAPA DISTRICT.
5. VEMPALLI KHASIM, S/O. KHASIM SAB, AGED ABOUT 50 YEARS, R/O. D.NO. 2/124, CHINTHAKOMMADINNE, Y.S.R KADAPA DISTRICT.
6. BUSIREDDY SESHAKKAGARI MALLAREDDY, S/O. BUSIREDDY SESHAKKAGARI SUBBAREDDY , AGED ABOUT 77 YEARS, R/O. D.NO. 45/233, BALAJI NAGAR, Y.S.R KADAPA DISTRICT.
7. PESALA NAGA MALLAREDDY, S/O. SUBBAREDDY, AGED ABOUT 45 YEARS, R/O. K. OBULLAM PALLE, CHINTHAKOMMADINNE Y.S.R KADAPA DISTRICT
8. DONDA PATI VENKATA RAMANA REDDY, S/O. CHINNA

SUBBANNA, AGED ABOUT 54 YEARS. R/O. D.NO. 2/33, CHINTHAKOMMADINNE, Y.S.R KADAPA DISTRICT.

9. VEERAM REDDY SIVA SHANKR REDDY, S/O. SUBBA RAYUDU, AGED ABOUT 52 YEARS, R/O.D.NO. 3/29 K.NARASANNA PALLI, PAPA SAAHEB PETA ,Y.S.R KADAPA DISTRICT.
- 10.THUMMALURU NITYA PUJA, S/O. ANJANEELU AGED ABOUT 39 YEARS, R/O. D.NO. 2/39, CHINTHAKOMMADINNE, Y.S.R KADAPA DISTRICT

...PETITIONER(S)

AND

- 1.THE UNION OF INDIA, REP. BY ITS SECRETARY, MINISTRY OF POWER, SHRAM SHAKTI BHAWAN, RAFI MARG, NEW DELHI-110001.
- 2.TRANSMISSION CORPORATION OF ANDHRA PRADESH LIMITEDAPTRANSCO, VIDYUT SOUDHA, ELURU ROAD, GUNADALA, VIJAYAWADA.
- 3.THE DISTRICT COLLECTOR, YSR KADAPA DISTRICT, KADAPA.
- 4.ANANTAPUR II REZ TRANSMISSION LIMITED, FIRST FLOOR, URJANIDHI, 1 BARAKHAMBHA LANE, CONNAUGHT PLACE, NEW DELHI-110001.
- 5.ANANTAPUR II REZ TRANSMISSION LIMITED, SECOND FLOOR, CDR COMPLEX, KALYANDURGAM ROAD, HOUSING BOARD COLONY, PILLIGUNDIA, ANANTAPUR-515001.
- 6.RESONIA LIMITED, 5 FLOOR, RMZ INFINITY, PLOT NO. 15, PHASE IV, SECTOR 18 GURUGRAM, SHAHPUR, HARYANA-122015. .
- 7.ANANTAPUR II REZ TRANSMISSION LIMITEDRESONIA LTD, ROOM NO.102, OPP VIJAYA HOMES, NEAR RAJA REDDY CIRCLE, PULIVENDULA, YSR KADAPA DISTRICT-516390
- 8.POWER GRID CORPORATION OF INDIA DELETED, SAUDAMINI, PLOT NO.2, SECTOR 29, GURGAON, HARYANA -122001. R8 IS SUO-MOTO IMPEADED AS PER THE COURT'S ORDER DT.30.08.2025. R8 IS DELETED AS PER THE COURT'S ORDER DT.03.09.2025.

...RESPONDENT(S):

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased topleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents No.2 to 7 in laying High Tension lines through our Residential area that too without considering the objections submitted by us through the representation, dated 30.06.2025 in Chinthakommadine Village, C K Dinne Mandal, YSR Kadapa District and also without adhering to the procedure envisaged under the provisions of the Telegraph Act, 1885 as arbitrary, illegal, colourable exercise of power, contrary to the provisions of Telegraph Act, 1885 and also well-establish ed legal principles apart from being violative of the fundamental rights and Constitutional rights guaranteed to us under Articles 14,19,21 and 300-Aof the Constitution of India and consequently direct the respondents No. 3 to 6 to realign the transmission line, ensuring a minimum distance of 0.5 to 1 km from residential and commercial areas of Chinthakommadine Village, C K Dinne Mandal, YSR Kadapa District including our residential houses and pass

Counsel for the Petitioner(S):

1.V R REDDY KOVVURI

Counsel for the Respondent(S):

1.DILIP JAYARAM S (CENTRAL GOVERNMENT COUNSEL)

2.VENKAT CHALLA

3.D S SIVADARSHAN

4.GP FOR REVENUE

5.V V SATISH (SC for APEPDCL)

The Court made the following ORAL ORDER:

Heard learned counsel for the Writ Petitioners and Respondents.

2. This Writ Petition is filed seeking the following relief:

“It is, therefore, prayed that this Hon’be Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents No.2 to 7 in laying High Tension lines through our Residential area that too without considering the objections submitted by us through the representation, dated 30.06.2025 in Chinthakommadine Village, C K Dinne Mandal, YSR Kadapa District and also without adhering to the procedure envisaged under the provisions of the Telegraph Act, 1885 as arbitrary, illegal, colourable exercise of power, contrary to the provisions of Telegraph Act, 1885 and also well-established legal principles apart from being violative of the fundamental rights and Constitutional rights guaranteed to us under Articles 14,19,21 and 300-A of the Constitution of India and consequently direct the respondents No. 3 to 6 to realign the transmission line, ensuring a minimum distance of 0.5 to 1 km from residential and commercial areas of Chinthakommadine Village, C K Dinne Mandal, YSR Kadapa District including our residential houses and pass such other order or orders as are deemed to fit and proper in the circumstances of the case.”

3. The case of the Writ Petitioners herein is that the Respondent Nos. 2 to 7 are laying High Tension lines through the Residential area of the Writ Petitioners in Chinthakommadine Village, C K Dinne Mandal, YSR Kadapa District, without considering the objections submitted by them through the Representation, dated 30.06.2025 to the District Collector, YSR Kadapa District (Respondent No.3). Hence this Writ Petition.

4. Learned counsel for the Writ Petitioners submits that Respondents are obligated to issue notice to the effected parties in view of laying of transmission lines as per the Telegraph Act, 1885 (hereinafter referred as ‘the Act’). Without issuing any notice as per the Act as well as without considering

the Representation of the Writ Petitioners, the respondents are proceeding with by laying High Tension lines contrary to the scheme of the Act.

5. The Respondent Nos. 4, 5 and 7 had filed counter affidavit. They clearly denied in para No.7 of the counter affidavit that the respondents are not being laid High Tension lines through the residential areas of the petitioners as contended by the writ petitioners and the High Tension lines are laid only over the agricultural fields while maintaining more than the required distance from nearby buildings, thereby, the petitioners are not affected parties pursuant to laying of High Tension lines over the agricultural fields and this fact is also admitted by the writ petitioners in para-7 of the reply affidavit. For better adjudication, Para-7 of the reply affidavit is usefully extracted hereunder:

“7. In reply to the averments made in paragraph Nos. 13 to 17 of the counter affidavit, we submit that we are not directly affected parties to the proposed transmission scheme, as the alignment of the transmission lines does not traverse through their agricultural lands, residential houses, or any portion of their properties. Therefore, the question of issuing any notice, calling for objections, or obtaining consent from us does not arise at all, as our lands are not covered under the proposed alignment or impacted area of the said transmission project. Whereas, immediately upon coming to know about the proposed transmission scheme and its tentative alignment, the petitioners, in good faith and with due diligence, have submitted their objections and representations through email to the concerned authorities, expressing their apprehensions and seeking necessary clarification regarding the project.”

6. Learned Assistant Government Pleader Revenue has submitted the Written Instructions dated 03.05.2026 furnished by the District Collector, YSR Kadapa District. Copy of it is supplied to the learned counsel for the Writ

Petitioners and the said instructions are taken on record. The relevant portion of the written instructions is extracted hereunder:

“Further they have reported that, on verification of the affidavit filed by the petitioners, present status of the structures with in proposed transmission line corridor as detailed below.

<i>Sl. No.</i>	<i>Structures with in Sl. proposed transmission line corridor mentioned by the petitioners in W.P</i>	<i>Whether they fall within 33.5 mts from proposed the Corridor zone of transmission line</i>	<i>Remarks</i>
<i>1</i>	<i>Water Well</i>	<i>Yes (Within Corridor Zone)</i>	<i>Within 13.1 Mtrs from Proposed Transmission Line</i>
<i>2</i>	<i>Newly Constructed House (Right Side of Main Transmission Line</i>	<i>Yes (Within Corridor Zone)</i>	<i>Within 30 Mtrs from Proposed Main Transmission Line</i>
<i>3</i>	<i>Newly Constructed Rooms (Left Side of Main Transmission Line</i>	<i>Yes (Within Corridor Zone)</i>	<i>Within 7.2 Mtrs from Proposed Transmission Line Main</i>
<i>4</i>	<i>Old Theatre</i>	<i>No (Out side of the Corridor Zone)</i>	<i>Out Side of the Corridor (56 meters from the proposed Main Transmission line)</i>
<i>5</i>	<i>Mee Seva Centre</i>	<i>No (Out side of the Corridor Zone)</i>	<i>Out Side of the Corridor (50.3 meters from the proposed Main Transmission line)</i>
<i>6</i>	<i>Modern Rice Mill</i>	<i>No (Out side of the Corridor Zone)</i>	<i>Out side of the Corridor (52 meters from the proposed Main Transmission line)</i>

The Tahsildar, C.K.Dinne finally submitted that at present two tower base foundations were completed at location point No. (AP 105/1 and AP 105/2) of Kammavaripalli Village and two tower base foundation work is under progress at location point No.(AP 133 and Ap 134) of Ippapenta Village of C.K.Dinne Mandal. It is further submitted that "no work was started on ground in C.K.Dinne Village and C.K.Dinne Mandal which was mentioned in the petition of the respectable ryots of C.K.Dinne Village with regard to the Anantapur - Kadapa Transmission Main line".

7. Learned Assistant Government Pleader for Revenue submits that except water well and the premises of two houses, the other units, which are noted in the above report, are not affected and all houses are far away from the affected zone i.e., 50 meters away from the transmission lines. Insofar as the two houses are concerned, they are newly constructed after proposal of the new transmission lines. He further submits that as per Section 164 of the Electricity Act, 2003 once the notification was issued for laying of transmission lines, no person is permitted to make any constructions. Without obtaining any permission, the petitioners have made construction of two houses, contrary to the section 164 of the Electricity Act, 2003.

8. In view of the above rival contentions of both sides, this Court had perused the material available on record.

9. It is the case of the Writ Petitioners that the Respondent Nos. 2 to 7 are intend to laying High Tension lines through the residential area of the Writ Petitioners, without considering the objections submitted by them, through the representation dated 30.06.2025. Per contra, learned counsel for the Respondent Nos. 4, 5 and 7 had filed their counter affidavit by denying the allegations made by the writ petitioners and admitted that the High Tension lines are laid only over the agricultural fields while maintaining more than the required distance from nearby buildings, thereby, the petitioners are not affected parties pursuant to laying of High Tension lines over the agricultural fields and this fact is also admitted by the writ petitioners in para-7 of the reply affidavit.

10. A perusal of the reply affidavit filed by the Writ Petitioners, they clearly admitted in para-7 of their reply that they are not directly affected parties to the proposed transmission scheme, as the alignment of the transmission lines does not traverse through their agricultural lands, residential houses, or any portion of their properties. Therefore, the question of issuing any notice, calling for objections, or obtaining consent from them does not arise at all, as

their lands are not covered under the proposed alignment or impacted area of the said transmission project. In view of the admission of the writ petitioners in the reply, this Court opines that there is nothing to decide in this matter.

11. Accordingly, this Writ Petition is dismissed. At this stage, learned counsel for the writ petitioners seek a direction to the District Collector to dispose of the Representation submitted by the Writ Petitioners dated 30.06.2026. Therefore, the District Collector, YSR Kadapa District (Respondent No.3) is directed to dispose of the Application dated 30.06.2026 submitted by the writ petitioners, on hearing both sides, in accordance with law, within a period of two months from the date of uploading of this order on the website of this Court. No order as to costs.

12. Consequently, miscellaneous petitions pending, if any, shall also stand closed.

JUSTICE VENKATESWARLU NIMMAGADDA

Date: 19.06.2026

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THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION No.22697 OF 2025

Dt: 19.06.2026

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