

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

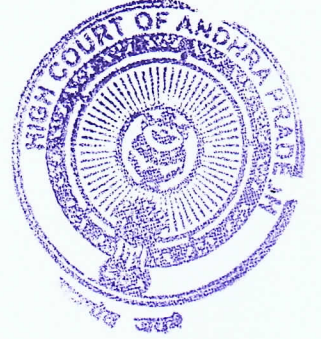
FRIDAY, THE TWENTY SECOND DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

**THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI
AND
THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN
WRIT PETITION NO: 22591 OF 2025**

Between:

1. Guthikonda Suresh S/o Mojes
Aged about 40 years
R/o D.No. 56-1-6-188a, Balaji Nagar
Ongole, Prakasam District-523 001
2. Chevuturi Madhvi latha C/o Vasu Babu
Aged about 44 years
R/o D.No. 56-1-8/5n, Balaji Nagar
Ongole, Prakasam District-523 001
3. Vasana Venkata Lakshmi W/o Vasana Anjaneyulu
Aged about 54 years,
R/o D.No. 58-8-4, Balaji Nagar
Ongole, Prakasam District-523 001
4. Bonela Santhi W/o Ramu
Aged about 52 years
R/o D.No. 58-8-37, Balaji Nagar
Ongole, Prakasam District-523 001
5. Rebbavarapu Sowdhamini W/o Chinnaiah
Aged about 73 years
R/o D.No. 56-1-7-4B, Balaji Nagar
Ongole, Prakasam District-523 001
6. Rebbavarapu Mayuri W/o Prem Kumar
Aged about 36 years
R/o D.No. 56-1-7-4A, Balaji Nagar
Ongole, Prakasam District-523 001
7. Depuri Venkateswarlu S/o Adinarayana
Aged about 54 years



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R/o D.No. 56-1-7-12A, Balaji Nagar
Ongole, Prakasam District-523 001

8. Surabhi Yellaiah S/o Kasaiah
Aged about 41 years
R/o D.No. 56-1-7/10A, Balaji Nagar
Ongole, Prakasam District-523 001
9. Pothupalam Srinu S/o Venkataswami
Aged about 56 years,
R/o D.No. 56-1-6/325, Balaji Nagar
Ongole, Prakasam District-523 001
10. Oruganti Ramadevi W/o Ramadevi
Aged about 39 years
R/o D.No. 59-3-20, Agraharam Road,
Poturaju palem road, ongole
11. Patra Prabhavathi W/o Patra Mosha
Aged about 60 years
R/o D.No. 58-8-9, Balaji Nagar
Ongole, Prakasam District-523 001
12. Aluri Susela W/o Sri Hari
Aged about 48 years.
R/o D.No. 56-1-7/24, Agraharam Rd,
Pothuraju Palem, Ongole-523 001
13. Murari Setty Kondaiah S/o Venkata Subbaiah
Aged about 66 years
R/o D.No. 56-7-12-18, Balaji Nagar
Ongole, Prakasam District-523 001
14. Depuri Saradha
Aged about 37 years
R/o D.No. 56-1-7-12B, Balaji Nagar
Ongole, Prakasam District-523 001

-15-

15. Surisetty Venkateswarao S/o Venkata Subbaiah
Aged about 64 years
R/o D.No. 25-38-377, Balaji Nagar
Ongole, Prakasam District-523 001
16. Seelam Rajyalakshmi W/o Ravi Chandra Kumar
Aged about 40 years
R/o D.No. 58-7-50-1, Balaji Nagar
Ongole, Prakasam District-523 001
17. Gangadi siva krishna S/o Venkata Ramanaiah
Aged about 40 years
R/o D.No. 25-38-569, Balaji nagar
Ongole, Prakasam District- 523 001
18. Boddu Jalarao S/o Kotaiah
Aged about 48 years
R/o D.No. 56-1-6(57), Balaji Nagar
Ongole, Prakasam District-523 001
19. Palati Rajani c/o venkateswarlu
Aged about 38 years
R/o D.N. 25-38-528, Balaji Nagar
Ongole, Prakasam District-523 001
20. Kotapati Ramu S/o Kotaiah
Aged about 47 years
R/o D.No. 58-10-12, Balaji Nagar
Ongole, Prakasam District-523 001
21. Gaddam Bharathi W/o M. Kishore
Aged about 34 years
R/o D.No. 25-38-SGOP-581, Balaji Nagar
Ongole, Prakasam District-523 001
22. Gulagana Gangamma W/o G Rambabu
Aged about 41 years
R/o D.No.56-1-107, Balaji Nagar

Ongole, Prakasam District-523 001

23. Pali Siva W/o P. Krishna

Aged about 44 years

R/o D.No. 56-1-6-188, Balaji Nagar

Ongole, Prakasam District-523 001

24. Potluri Ravanama W/o Lakshmaiah

Aged about 50 years

R/o D.No. 25-38-541, Balaji Nagar

Ongole, Prakasam District-523 001

25. Yanamadni Madhu S/o Bala kotaiah

Aged about 34 years

R/o D.No. 58-7-22/1, Balaji Nagar

Ongole, Prakasam District-523 001

26. Pendyala Lakshmi W/o Pendayala Srinivasa Rao

Aged about 37 years

R/o D.No. 56-1-6-203, Balaji Nagar

Ongole, Prakasam District-523 001

27. Kakumani Venkateswarlu S/o Kottaiah

Aged about 69 years

R/o D.No. 25-38-529, Balaji Nagar

Ongole, Prakasam District-523 001

28. Madhuri Mangama W/o Subbarao

Aged about 48 years

R/o D.No. 37-1-388/45/1, Balaji Nagar

Ongole, Prakasam District-523 001

29. Thota Shirisha D/o Nagendrarao

Aged about 35 years

R/o D.No. 25-038-577, Balaji Nagar

Ongole, Prakasam District-523 001

...Petitioners

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Law department, secretariat Velagapudi, Amaravathi
2. I Additional District Judge, Rep, By its Presiding officer Ongole, Prakasam District.
3. The Revenue Divisional Officer, Ongole, Prakasam District
4. The Ongole Municipal Corporation, Rep. by its Commissioner Ongole, Prakasam District.
5. Nagisetty Krishna Kumari, W/o Mohandas Aged about 62 years R/o D.No. B-12, Housing Board Colony, Devuducheruvu, Ongole.

...Respondents

WHEREAS the Petitioners above named through their Advocate SRI GHANTA SRIDHAR presented this 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 to issue appropriate writ, order or direction more particularly one in the nature of writ of certiorari by calling for records relating to and connected with the order dated 07-08-2024 In E.P No. 37 of 2023 in L.G.O.P No. 01 of 2008 on the file of I Additional District Judge Ongole and quash or set aside the same.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri GHANTA SRIDHAR Advocate for the Petitioners, and of GP FOR LAW & LEGISLATURE, for the Respondent No.1, and of GP FOR REVENUE, for the Respondent No.3, and of SRI ASC BOSE, Standing Counsel for the Respondent No.4, directed issue of notice to the Respondent No.5 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Nagisetty Krishna Kumari, W/o Mohandas Aged about 62 years R/o
D.No. B-12, Housing Board Colony, Devuducheruvu, Ongole.

are be and hereby directed to show cause either appearing in person or through an 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, on or before 28.08.2025, to which date the case stands posted for hearing.

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 stay all further proceedings including the eviction of the petitioners from their respective houses situated in Sy. N0.93/1C5. Balaji Nagar, Ongole in pursuant to the Order dated 07-08-2024 in E.P No. 37 of 2023 on the file of I Additional District Judge, Ongole, pending disposal of WP No. 22591 of 2025, on the file of the High Court.

The Court made the following: ORDER

Heard Sri Ghanta Rama Rao, learned Senior Advocate, assisted by Sri Ghanta Srikanth, learned counsel for the petitioners.

2. Sri T.Sanjeeva Rao, learned Assistant Government Pleader for Revenue, appears for the 3rd respondent.

3. Sri A.S.C.Bose, learned Standing Counsel appears for the 4th respondent-Ongole Municipal Corporation.

4. In the morning session, request was made in this matter being taken up as the lunch motion, citing urgency as there was threat of demolition.

5. Lunch motion was permitted.

6. Sri Ghanta Rama Rao, learned Senior Advocate, appearing for the petitioners submits that pursuant to the order passed in L.G.O.P.No.1 of 2008 by the Principal District Judge, Prakasam at Ongole as the Special Tribunal under the Andhra Pradesh Land Grabbing (Prohibition) Act, 1982 (in short 'the Act, 1982'), in E.P.No.37 of 2023, in E.A.No.185 of 2025 filed by the present 5th respondent, the order has been passed to grant police aid to the Court Amin for execution of delivery warrant.

7. Challenging the said order, the present writ petition has been filed.

8. Learned counsel for the petitioners submits that in L.G.O.P.No.1 of 2008 filed by the 5th respondent herein, the petitioners were not the parties. He further submits that the respondents in L.G.O.P.No.1 of 2008 did not contest and the ex parte order was passed. He further submits that the schedule property in the said L.G.O.P was subsequently amended during the execution proceedings without any notice to the petitioners so as to cover the property in possession of the petitioners, whereas the petitioners are also not the parties in the E.P.

9. He further submits that the execution proceedings are not maintainable and are without jurisdiction, as per the amended Rule 15 of the Andhra Pradesh Land Grabbing (Prohibition) Rules, 1988 (in short 'Rules of 1988'). In his submission, the mode for giving effect to the orders passed by the Special Tribunal under the Act, 1982 is different and not by way of execution.

10. He further submits that there is immediate threat of demolition and dispossession, for which the date i.e. 25.08.2025, has been fixed.

11. Learned counsels appearing for the respondents 3 and 4 pray for time to obtain instructions.

12. Issue notice to the 5th respondent.

13. Post on 28.08.2025.

14. Till then, pursuant to the orders impugned, no coercive action shall be taken against the petitioners only neither with respect to possession nor for demolition.

SD/- U. SRIDEVI
ASSISTANT REGISTRAR

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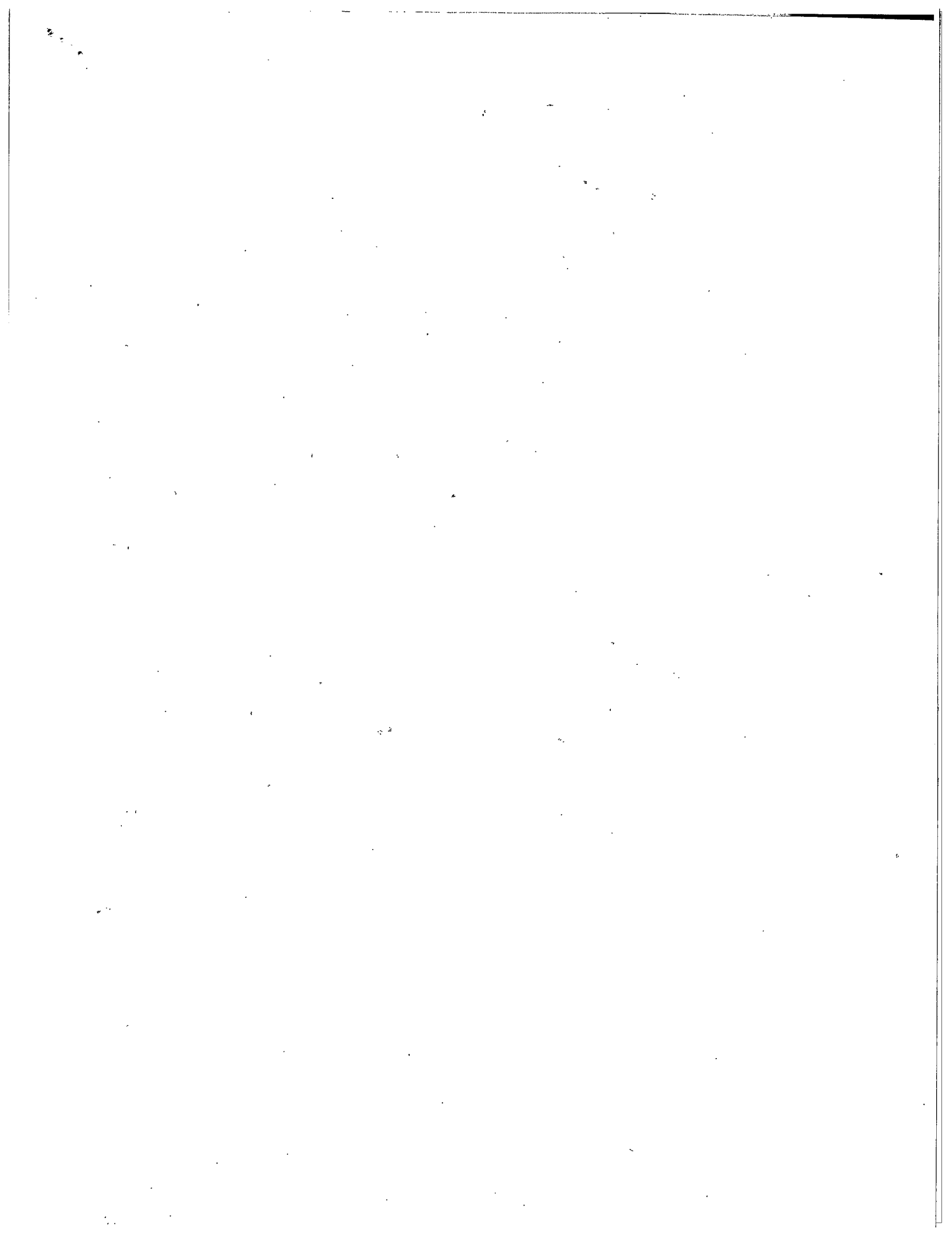
SECTION OFFICER

For .

To,

1. The Principal Secretary, Law department, State of Andhra Pradesh, secretariat Velagapudi, Amaravathi **(by Special Messenger)**
2. The Presiding Officer, I Additional District Judge, Ongole, Prakasam District.
3. The Revenue Divisional Officer, Ongole, Prakasam District
4. The Commissioner, Ongole Municipal Corporation, Ongole, Prakasam District. **(Addressees 2 to 4 by RPAD)**
5. Nagisetty Krishna Kumari, W/o Mohandas Aged about 62 years R/o D.No. B-12, Housing Board Colony, Devuducheruvu, Ongole. **(by RPAD- along with a copy of petition and affidavit)**
6. One CC to SRI. GHANTA SRIDHAR Advocate [OPUC]
7. Two CCs to GP FOR LAW LEGISLATIVE AFFAIRS, High Court of Andhra Pradesh. [OUT]
8. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh [OUT]
9. One CC to SRI ASC BOSE, Standing Counsel [OPUC]
10. Two spare copies

PSR



HIGH COURT

**RNT,J
&
CGR,J**

DATED:22/08/2025

NOTE: Post on 28.08.2025.

NOTICE BEFORE ADMISSION

WP.No.22591 of 2025

INTERIM DIRECTION

