

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

**MONDAY, THE TENTH DAY OF NOVEMBER,
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

THE HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 22488 OF 2025



Between:

1. Nagari Subbamma, W/o Srinivasulu, Aged about 71 years, R/o D.No.1/232, Idamadaka Village and Panchayat, Duvvur Mandal, Jamalamadugu Revenue Division, YSR Kadapa District.
2. Nagari Subhashini, W/o Nagari Sreekanth, Aged about 42 years, R/o D.No.1/232, Idamadaka Village and Panchayat, Duvvur Mandal, Jamalamadugu Revenue Division, YSR Kadapa District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Irrigation and Command Area Development Department, Secretariat, Amaravati, Guntur District.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Panchayat Raj Department, Secretariat, Amaravathi, Guntur District.
3. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue Department, Secretariat, Amaravathi, Guntur District.
4. The State of Andhra Pradesh, Rep. by its Principal Secretary, Home Department, Secretariat, Amaravathi, Guntur District.
5. The District Collector, YSR Kadapa District, Collectorate Buildings, YSR Kadapa District.
6. The Joint Collector, Y.S.R.Kadapa District, Collectorate Buildings, YSR Kadapa District.

7. The Revenue Divisional Officer, Jammalamadugu, YSR Kadapa District.
8. The Tahsildar, Duvvur Mandal, Jammalamadugu, YSR Kadapa District.
9. The District Panchayat Officer, YSR Kadapa District.
10. The Divisional Panchayat Officer, Duvvur Mandal, Jammalamadugu Division, YSR Kadapa District.
11. The Idamadaka Gram Panchayat, Duvvur Mandal, YSR Kadapa District, Rep. by its Panchayat Secretary.
12. The Assistant Engineer, KC Canal Section, Rajoli, YSR Kadapa District.
13. The Manday Surveyor, Duvvar Mandal, YSR Kadapa District.
14. The Mandal Revenue Inspector, Duvvar Mandal, YSR Kadapa District.
15. The Mandal Supervisor, Idamadaka Village, Duvvar Mandal, YSR Kadapa District.
16. The Superintendent of Police, Duvvar Mandal, YSR Kadapa District.
17. The Circle Inspector, Idamadaka Village, Duvvar Mandal, YSR Kadapa District.
18. The Station House Officer, Idamadaka Village, Duvvar Mandal, YSR Kadapa District.

...Respondents

Whereas the 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, order or direction declaring

a) The Proceedings vide bearing No.D.Dis(E3)/LEA/37/2025 dated 04.08.2025 (Received on 12.08.2025 at 4:20 PM) issued by the Respondent No.6 as *dehors* jurisdiction, *per se* illegal, manifestly arbitrary, unreasonable and violative of Articles 14, 19, 21 and 300-A of the Constitution of India and in utter violation of Principles of Natural Justice besides being contrary to the provisions contemplated under Andhra Pradesh Land Encroachment Act, Andhra Pradesh

Panchayat Raj Act, Andhra Pradesh Survey and Boundaries Act and Rules made thereunder; and

b) The consequential action of Respondents in demolishing and threatening to dispossess the Petitioners from property inclusive of house structure admeasuring Ac.0.04 1/3 Cts in Sy.No.621 (Old Sy.No.69) and Ac.0.03 Cts in Sy.No.621 (Old Sy.No.69) situated at Idamakada Village, Duvvur Mandal, YSR Kadapa District with boundaries: East: Highway Road, West: KC Bunglow, North: Open land, South: KC Canal and Service Connection No.2611213000203 (APCPDCL) as *dehors* jurisdiction and *ultra vires* the vested powers, *per se* illegal, manifestly arbitrary, vindictive, preposterous, reprehensible, unjust, irrational, whimsical and violative of Articles 14, 19, 21 and 300-A of the Constitution of India and in utter violation of Principles of Natural Justice besides being contrary to the provisions contemplated under Andhra Pradesh Land Encroachment Act, Andhra Pradesh Panchayat Raj Act, Andhra Pradesh Survey and Boundaries Act and Rules made thereunder; and

c) To consequently direct the Respondents not to dispossess the Petitioners from property inclusive of house structure admeasuring Ac.0.04 1/3 Cts in Sy.No.621 (Old Sy.No.69) and Ac.0.03 Cts in Sy.No.621 (Old Sy.No.69) situated at Idamakada Village, Duvvur Mandal, YSR Kadapa District with boundaries: East: Highway Road, West: KC Bunglow, North: Open land, South: KC Canal and Service Connection No.2611213000203 (APCPDCL); and

d) To consequently direct the Respondents to pay damages of Rs.5,00,000/- as compensation towards the loss sustained by the Petitioners against the illegal and unauthorized action of Respondents in demolishing house structure in property admeasuring Ac.0.04 1/3 Cts in Sy.No.621 (Old Sy.No.69) and Ac.0.03 Cts in Sy.No.621 (Old Sy.No.69) situated at Idamakada Village, Duvvur Mandal, YSR Kadapa District with boundaries: East: Highway Road, West: KC Bunglow, North: Open land, South: KC Canal and Service Connection No.2611213000203 (APCPDCL);

And Whereas the Court upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated 22.08.2025 made herein and upon hearing the arguments of Sri A.S.K.S.Bhargav, Advocate for the Petitioners and of GP for Irrigation for Respondent Nos. 1 and 12 and of GP for Panchayat Raj for Respondent Nos. 2 and 9 and of GP for Revenue for Respondent Nos. 3, 5 to 8, 13 and 15 and of GP for Home for Respondent Nos.4, 16 to 18, appointed Ms. Thota Suneetha, as Advocate Commissioner to verify and note down whether the petitioners are in possessions of land in Sy.No.69 or Sy.No.621.

Therefore, you viz;

Ms. Thota Suneetha, Advocate(8107), Mobile: 9676814124.

are hereby appointed as an Advocate Commissioner to verify and note down whether the petitioners are in possessions of land in Sy.No.69 or Sy.No.621 with the help of Mandal Surveyor.

You are informed that the Respondents shall conduct fresh survey on any Saturday before 10.12.2025 in the presence of the petitioners and your presence duly intimating the date and time of the survey.

You are directed to execute this warrant on or before 10.12.2025, after giving prior notice to the petitioners and respondents.

You are further informed that your fee for this purpose is fixed at Rs.30,000/- (Rupees Thirty Thousands Only) to be paid by the petitioners and Revenue Department, equally and they have to bear all other incidental expenses to be incurred by you.

You are directed to submit your report before this Court on or before 17.12.2025 on which date the case stands posted for hearing.

//TRUE COPY//

SD/-U.SRI DEVI
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. One CC to Ms. Thota Suneetha, Advocate(8107) Mobile: 9676814124[by **SPECIAL MESSENGER-with a copy of petition and all material papers]**
2. One spare copy.

PSD

HIGH COURT

VS,J

DATE:10/11/2025

NOTE: LIST THE MATTER ON 17.12.2025

ORDER

WP.No.22488 of 2025

APPOINTMENT OF ADVOCATE COMMISSIONER

