

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

SATURDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO
WRIT PETITION NO: 22900 OF 2025



Between:

1. Talakondapati Venkata Ratnam, W/o Narayana, aged 60 years, Coolie, R/o Door No. 2-11, Plot No. 2, ST, B C EBC Colony, Kongapadu Village, Addanki Mandal, Bapatla District, A.P- 523 201. 2.
2. Chavali Ragamma, W/o Venkata Subbarao, aged 47 years. Coolie, R/o Door No. 2-21, Plot No.1, ST, BC EBC Colony, Kongapadu Village, Addanki Mandal, Bapatla District, A.P- 523 201. 3.
3. Kari Ramadevi, W/o Anjaiah, aged 30 years. Coolie, R/o Door No. 2-156, Plot No. 23, ST, BC EBC Colony, Kongapadu Village, Addanki Mandal, Bapatla District, A.P- 523 201. 4.
4. Kari Venkatewarlu, S/o Sessaiah, aged 75 years. Coolie, R/o Plot No.4, ST, BC EBC Colony, Kongapadu Village, Addanki Mandal, Bapatla District, A.P- 523 201.
5. Talakondapati Narayana, S/o Pothuraju, aged 68 years. Coolie, R/o Door No. 2-11, Plot No. 2, ST, BC EBC Colony, Kongapadu Village, Addanki Mandal, Bapatla District, A.P- 523 201.

Petitioners

AND

1. The State Of Andhra Pradesh, Rep.by its Principal Secretary, Revenue Department A.P. Secretariat, Velagapudi, Guntur District, A.P.
2. The District Collector, Bapatla District, Bapatla, A.P.
3. The Revenue Divisional Officer, Chirala Revenue Division, Bapatla District, A.P.

4. The Tahsildar, Addanki Mandal, Bapatla District-A.P.
5. The Village Revenue Officer, South Addanki Area, Kongapadu Manikeswaram Villages, O/o Manikeswaram Sachivalayam, Bapatla District, A.P. 6.
6. The Panchayat Secretary, Kongapadu Grama Panchayat, Addanki Mandal, Bapatla District, A.P.
7. Vipparla Siva Parvati, W/o Brahmaiah, aged 45 years, R/o Door No. 2-11, Kongapadu Village, Kongapadu Village, Addanki Mandal, Bapatla District, A.P- 523 201

Respondents

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 a Writ Order or direction particularly, one in the nature of Writ of Mandamus declaring the action of the respondents in allotting the Plot No.21 in Sy. No. 1538/1A in an extent of Ac. 0-03 cents out of Ac. 1-20 cents of Kongapadu Village, Addanki mandal, Bapatla District, under Award Rc. B/ 318/96, No. 13/96-97 dt.25- 09-1996 passed by Respondent No.3, which has been utilized by petitioners community and in erroneously granting a Dk. Patta dt. 08-05-2025 in Plot No. 21 in Sy. No. 1537/1A in Dk. No. 16/1434 in an extent of Ac. 0-03 cents of Kongapadu Village issued by respondent No.4 in favour of respondent No.7 which originally belongs to PWD/ NSP Canal by manipulating the Sy. Nos. Plot Nos and to declare the action of the respondents in interfering with the peaceful possession of community of petitioners 1 to 5 over the above said site and trying to dispossess the petitioners from the said site and R.2 to R.6 in allowing the R. 7 to construct on petitioners community Plot. No.21, without following procedure established by law as illegal, arbitrary and violation of principles of natural justice and also Article 14,19,21 and 300-A of the Constitution of India and consequently to direct the respondents 2 to 6 to measure the extent of Ac.0-03 cents of site in Plot No.21 in Sy. No. 1538/1A of Kongapadu village with the assistance of

Mandal Surveyor and to fix boundary stones and to direct the respondents not to interfere with the peaceful possession of community of petitioners 1 to 5 over the community Plot No.21 and not to dispossess them from community Plot No.21 and direct the respondents 2 to 6 not to allow the 7th respondent to construct in Plot No.21

IA NO: 1 OF 2025

Petition under Section 151 CPC 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 interfere with the peaceful possession of community of petitioners 1 to 5 over the Plot No.21 in Sy. No. 1538/1A in an extent of Ac.0-03 cents out of Ac.1-20 cents of Kongapadu Village, Addanki mandal, Bapatla District, not to dispossess the petitioners from community Plot No.21 and consequently direct the respondents 2 to 6 not to allow the respondent to construct in Plot No.21 Pending disposal of WP 22900 of 2025, 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 upon hearing the arguments of SRI CH NAGENDRAMU Advocate for the Petitioners, GP FOR REVENUE for the Respondent Nos. 1 to 5 & SRI MATTEGUNTA SUDHIR, Standing Counsel for the Respondent No.6 and the Court made the following

ORDER

“The present writ petition is filed challenging the action of the respondents in allotting the Plot No.21 in Sy.No.1538/1A in an extent of Ac.0-03 cents out of Ac.1-20 cents of Kongapadu Village, Addanki mandal, Bapatla District, under Award Rc.B/318/96, o.13/96-97 dated 25.09.1996 passed by Respondent No.3, which has been utilized by petitioners' community and in erroneously granting a Dk.Patta dated

08.05.2025 in Plot No.21 in Sy.No.1537/1A in Dk.No.16/1434 in an extent of Ac.003 cents of Kongapadu Village issued by respondent No.4 in favour Or respondent No.7 which originally belongs to PWD/ NSP Canal by manipulating the Sy.Nos. & Plot Nos. and further challenges the action of the respondents in interfering with the peaceful possession of community of petitioners 1 to 5 over the above said site and trying to dispossess the petitioners from the said site and R.2 to R.6 in allowing the R.7 to construct on petitioners' community Plot No.21 without following procedure established by law.

Learned State counsel sought time to secure instructions

It is the apprehension of the petitioners that respondents are interfering with the peaceful possession of the community in highhanded manner

Therefore, there shall be interim direction to official respondents not to interfere with the possession of the petitioners over Plot No.21 in Sy.No.1538/1A in an extent of Ac.0-03 cents out of Ac.1-20 cents of Kongapadu Village, Addanki mandal, Bapatla District, without following due procedure of law, for a period of six (06) weeks.

List the matter after four (04) weeks.

Meanwhile, learned counsel for petitioners is permitted to takeout personal notice to respondent No.7 through registered pos with acknowledgment due and file proof of service in the Registry."

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

For /

To,

1. Principal Secretary, Revenue Department A.P. State of Andhra Pradesh Secretariat, Velagapudi, Guntur District, A.P. (BY SPECIAL MESSENGER)
2. The District Collector, Bapatla District, Bapatla, A.P.
3. The Revenue Divisional Officer, Chirala Revenue Division, Bapatla District, A.P.
4. The Tahsildar, Addanki Mandal, Bapatla District-A.P.
5. The Village Revenue Officer, South Addanki Area, Kongapadu Manikeswaram Villages, O/o Manikeswaram Sachivalayam, Bapatla District, A.P. 6.
6. The Panchayat Secretary, Kongapadu Grama Panchayat, Addanki Mandal, Bapatla District, A.P.
7. Vipparla Siva Parvati, W/o Brahmaiah, aged 45 years, R/o Door No. 2-11, Kongapadu Village, Kongapadu Village, Addanki Mandal, Bapatla District, A.P- 523 201 (by RPAD)
8. One CC to SRI. CH NAGENDRAMU Advocate [OPUC]
9. One CC to SRI MATTEGUNTA SUDHIR, Standing Counsel [OPUC]
10. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]

11. One spare copy

CVSS

HIGH COURT

TRR,J

DATED:30/08/2025

LIST THE MATTER AFTER FOUR (04) WEEKS

ORDER

WP.No.22900 of 2025

DIRECTION

