



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

**THURSDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO**

:PRESENT:

**THE HONOURABLE SRI JUSTICE NINNALA JAYA SURYA
WRIT PETITION NO: 31052 OF 2022**

Between:

Smt. Dungavath Chandrakala, W/o D.Ramesh Naik Aged about 27 years, Occ: Business R/o D.No. 1-233/29/2/5, Plot No. 25/2, Prasanthnagar Hydernagar, Kukatpally, Ranga Reddy District Telangana State.

...Petitioner

AND

1. The Union of India, Rep.by its Under Secretary, Roads and National High Ways Authority of India, Central Secretariat, New Delhi
2. The Director National High Ways Authority of India, Room No. 103, Transport Bhavan, Sansad Marg New Delhi.
3. The Regional officer, National High Way Authority of India Ministry of Road Transport and High Ways Vijayawada, Krishna district.
4. The Joint Collector Sri Satya Sai District, Puttaparthi Andhra Pradesh State.

...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, or order or direction more particularly one in the nature of WRIT OF MANDAMUS, declaring the action of the Respondents in acquiring the petitioner newly established retail outlet by issuing gazette notification dated 8-6-2022 by the 3rd respondent showing the petitioner retail outlet land at Sl.No. 43 without considering the objections raised by the petitioner is highly illegal, arbitrary, contrary to law and violation of Articles 19(1)(g) and 21 of the Constitution of India and consequently direct the respondents not to acquire the petitioner newly established retail outlet land in Sy.No. 336, extent of Ac. 0-81 cents situated at Malakavemula village, Mudigubba Mandal, Sri Satya Sai District.

IA NO: 1 OF 2022

Petition under Section 151 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 2 to 4 to consider the representation/objections of the petitioner by canceling the acquisition of newly established retail outlet land in Sy.No. 336, extent of Ac. 0-81 cents situated at Malakavemula village, Mudigubba Mandal, Sri Satya Sai District which was shown in Sl.No. 43 of the Gazette Notification dated 8-6-2022 issued by the 3rd respondent, Pending disposal of WP 31052 of 2022, 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 order of the High Court dated 28.09.2022 and upon hearing the arguments of SRI K MALLIKHARJUNA MOORTHY Advocate for the Petitioner, and of Sri N.Harinath Advocate for respondent No.1, and of Sri S.S.Varma, Advocate for the Respondent Nos.2 & 3, and of GP for Land Acquisition for respondent No.4, and the Court made the following

ORDER:

"Though it is stated that the Counter is filed on behalf of the N.H.A.I, the same is not placed on record.

Registry to verify and put up the same along with the record.

List this case on 19.01.2023, in view of the urgency expressed by the learned standing counsel for N.H.A.I.

Interim orders granted on the earlier occasion are extended till 20.01.2023."

Sd/- U. SRI DEVI
ASSISTANT REGISTRAR

//TRUE COPY//

For, SECTION OFFICER

To,

1. One CC to SRI. K MALLIKHARJUNA MOORTHY, Advocate [OPUC]
2. One CC to Sri S.S.Varma, Advocate [OPUC]
3. One CC to Sri Sri N.Harinath, Advocate [OPUC]
4. Two CCs to GP for Revenue, High Court of A.P. [OPUC]
5. One spare copy

PSD

HIGH COURT

NJS,J

DATED: 29/12/2022

LIST THIS CASE ON 19.01.2023

ORDER

WP.No.31052 of 2022

INTERIM ORDER EXTENDED

