

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
THURSDAY, THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY ONE
:PRESENT:
THE HONOURABLE SRI JUSTICE BATTU DEVANAND



I.A No. 2 OF 2021
IN
WP NO: 29687 OF 2021

Between:

Yetra Sreenivasa Reddy, S/o. Veera Reddy, Aged about 51 years,
R/o. Yetravariipalem Village, Karlapalem Mandal, Guntur District.

...Petitioner
(Petitioner in WP 29687 OF 2021
on the file of High Court)

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary Department of Panchayat Raj and Rural Development Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Commissioner, Panchayat Raj and Rural Development, Vijayawada.
3. The District Collector, Guntur District, Guntur.
4. The Yetravariipalem Gram Panchayat, Yetravariipalem Village, Karlapalem Mandal Guntur District. Rep. by its Executive Officer cum Panchayat Secretary
5. Superintendent of Engineer APCPDCL, Vidyuth Bhavan Sangadigunta, Ponnur Road, Guntur - 522003.
6. Divisional Engineer APCPDCL, Bapatla Guntur District- 522101.
7. Assistant Engineer, APCPDCL, Karlapalem Power Station, Karlapalem - 522111.
8. Gorrupati Nagamaruthi, W/o. Mallikarjuna Reddy Aged about 38 years Rio. Yetavaripalem Village, Karlapalem Mandal, Guntur District.
9. Gorrupati Mallikarjuna Reddy, S/o. Not known to the Petitioner Aged not known to the Petitioner R/o. Yetavaripalem Village, Karlapalem Mandal, Guntur District.

...Respondent(s)
(Respondents in-do-)

Counsel for the Petitioner :ARUN SHOWRI. G

Counsel for the Respondent Nos.1 to 3 : GP FOR PANCHAYAT RAJ & RURAL DEVELOPMENT

Counsel for the Respondent No.4: SRI I. KOTI REDDY

Counsel for the Respondent Nos.5,6 & 7: SRI Y. NAGI REDDY

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents 1 to 4 to stop the unauthorized construction undertaken by the Respondent Nos.8 and 9 in land admeasuring Ac.0.25 cents of Sy No.243 of Yetravariipalem Village, Karlapalem Main centre, Karlapalem Mandal, Guntur District, pending disposal of WP No. 29687 of 2021, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

Heard the learned counsel for the petitioner and perused the material available on record.

Upon perusal of the D-form Patta which is filed as Ex.P1, it is clear that the land to an extent of Ac.0.25 cents in Sy.No.243 of Yetravariipalem Village, Karlapalem Mandal, Guntur District was originally allotted to the grandfather of the petitioner vide DKT.No.12/DK/77. This Court by order dated 28.10.2020 in W.P.No.20053 of 2020 filed by the petitioner directed the respondents therein not

to dispossess the petitioner from the subject land. In view of the same, the possession of the petitioner over the subject land is proved.

Now the grievance of the petitioner is that Respondent Nos.8 and 9 are making constructions in the said land without obtaining any permission from the 4th respondent Gram Panchayat. As the petitioner established his right over the subject land, in the prima facie opinion of this Court, this is a fit case to grant interim direction.

Accordingly, there shall be an interim direction as prayed for.

Sd/- M. SURYANATHA REDDY
ASSISTANT REGISTRAR

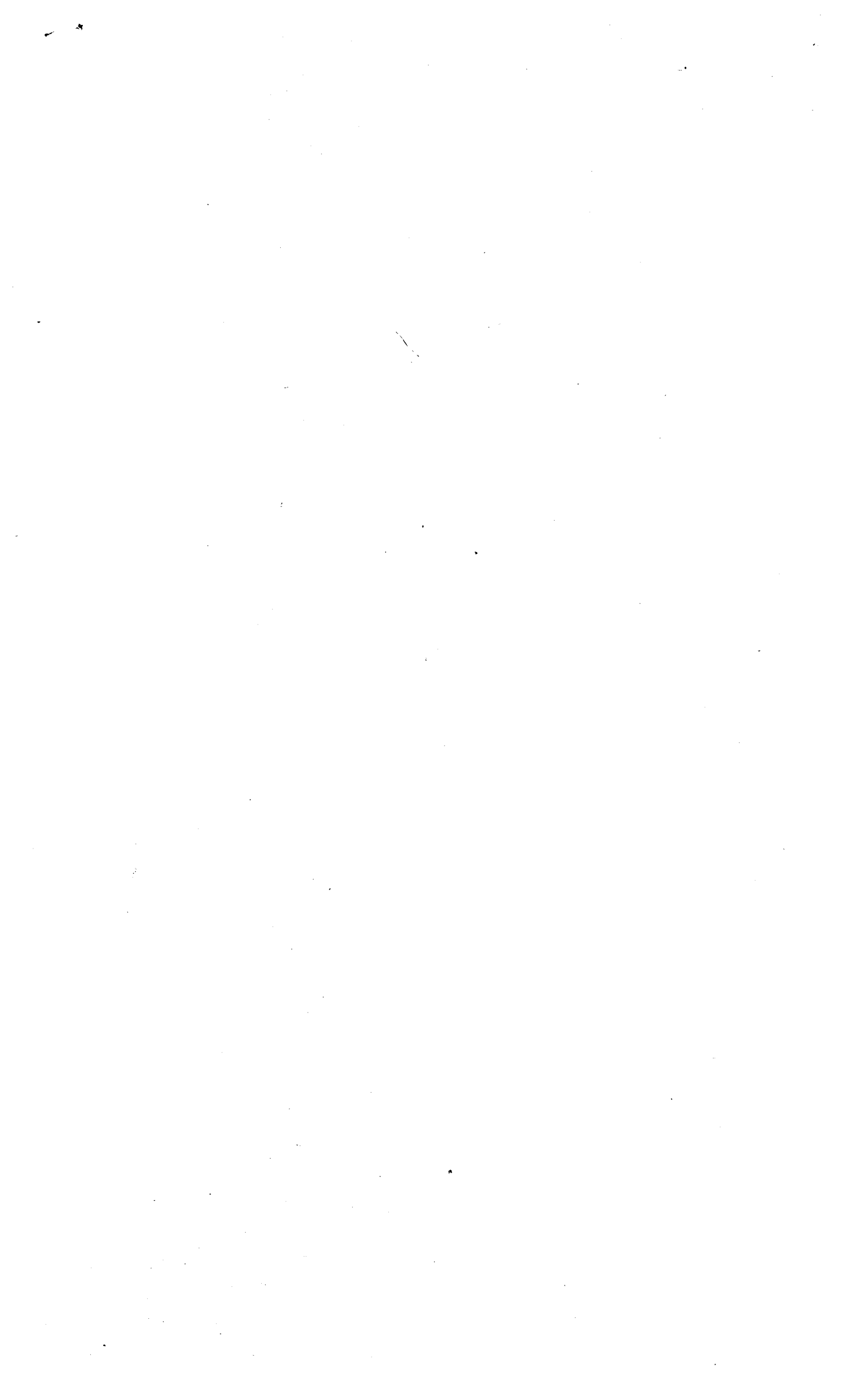
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For ASSISTANT REGISTRAR

To

1. The Principal Secretary Department of Panchayat Raj and Rural Development, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Commissioner, Panchayat Raj and Rural Development, Vijayawada.
3. The District Collector, Guntur District, Guntur.
4. The Executive Officer cum Panchayat Secretary Yetavaripalem Gram Panchayat, Yetavaripalem Village, Karlapalem Mandal Guntur District.
5. The Superintendent of Engineer APCPDCL, Vidyuth Bhavan Sangadigunta, Ponnur Road, Guntur - 522003.
6. The Divisional Engineer APCPDCL, Bapatla Guntur District- 522101.
7. The Assistant Engineer, APCPDCL, Karlapalem Power Station, Karlapalem - 522111.
8. Gorrupati Nagamaruthi, W/o. Mallikarjuna Reddy, R/o. Yetavaripalem Village, Karlapalem Mandal, Guntur District.
9. Gorrupati Mallikarjuna Reddy, R/o. Yetavaripalem Village, Karlapalem Mandal, Guntur District. (1 to 9 by RPAD)
10. One CC to Sri Arun Showri G, Advocate [OPUC]
11. Two CCs to GP for Panchayat Raj & Rural Development, High Court of Andhra Pradesh. [OUT]
12. One CC to Sri I. Koti Reddy, Advocate (OPUC)
13. One CC to Sri Y. Nagi Reddy, Standing Counsel (OPUC)
14. One spare copy

TVR



HIGH COURT

DEVJ

DATED:16/12/2021

ORDER

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IN
WP NO: 29687 OF 2021**

INTERIM DIRECTION

21 DEC 2021