

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

WEDNESDAY, THE TWENTY FOURTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 26109 OF 2025

Between:

1. Ganni Baburao, S/o Ganni Pattabhiramayya, Aged about 59 years, R/o D.No.23-15-67 C/B, Coaxial Road, Tanuku, West Godavari District.
2. Alluri Surendra, S/o A Srinivasa Rao, Aged about 33 years, R/o Plot No.201, Second Floor, Myra Manor, Raghavendra Colony, Kondapur, K.V.Rangareddy, Telangana State.
3. Ganni Venkatarama Satyanarayana Murthy, S/o Ganni Pattabhiramayya, Aged about 53 years, R/o D.No.1-56, KGannavaram Rural Mandal, Dr.B.R.Ambedkar Konaseema District.
4. Jampana Manikanta Raju, S/o J GopalaKrishnam Raju, Aged about 31 years, R/o D.No.11-55, Rajulameraka, Kesanakurupalem, Polavaram, East Godavari District.
5. Alluri Jhansi Kumari, W/o A Nageswarao, Aged about 69 years, R/o D.No.34-16-48/63, Vijaya Lakshmi Nagar, Mandapeta, Dr.B.R.Ambedkar Konaseema District.

...Petitioners

AND

1. The State of Andhra Pradesh, represented by its Principal Secretary, Fisheries Department, Secretariat, Velagapudi, Guntur District.
2. The District Level Implementation Committee, Represented by its Chairman cum District Collector, Dr.B.R.Ambedkar Konaseema District.
3. The District Fisheries Officer, Dr.B.R.Ambedkar Konaseema District, Amalapuram.

4. The Assistant Fisheries Inspector, Kapileswarapuram,
Dr.B.R.Ambedkar Konaseema District

...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, especially one in the nature of Writ of Mandamus, declaring the action of the Respondents No.3 and 4 in interfering with our prawn culture activity in our fish tanks, pertaining to petitioners land to an extent of Ac.3.00 cts in S.No.334/4, 335/2, Ac.1.94.cents in Sy.No.334/3, 334/2, Ac.0.71.cts in S.No.333/2a, Ac.1.20.cts in S.No.333/3 and Ac.1.70.cts in S.No.334/4 situate at Gangavaram Village, Pamarru Mandal, Dr.B.R.Ambedkar Konaseema District, in spite of petitioners explanation dt. 16-08-2025 to the show cause notice dt.11-08-2025 of the 4th Respondent, as illegal, arbitrary, contrary to the provisions of A.P.S.A.D.A, Act 2020 and the Rules made their under and Arts 14, 19 (g) and 21 of the Constitution of India and consequently direct the Respondents No.3 and 4, not to interfere with petitioners prawn culture activity in petitioners fish tanks stated supra.

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 direct the Respondents No.3 & 4, not to interfere with petitioners prawn culture activity in petitioner fish tanks, land to an extent of Ac 3.00.cts in S. No.334/4, 335/2, Ac. 1.94.cents in Sy. No.334/3, 334/2, Ac.0.71.cts in S.No.333/2a, Ac.1.20.cts in S.No.333/3 and Ac.1.70.cts in S.No.334/4 situate at Gangavaram Village, Pamarru Mandal, Dr.B.R.Ambedkar Konaseema District, in spite of petitioners explanation dt.

16-08-2025 to the show cause notice dt.11-08-2025 of the 4th Respondent, Pending disposal of WP 26109 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 T V JAGGI REDDY Advocate for the Petitioners, and of GP FOR FISHERIES, for the Respondent Nos.1, 3 & 4, and of GP FOR REVENUE, for the Respondent No.2, the Court made the following

ORDER:

The Writ Petition is filed seeking to declare the action of respondents 3 and 4 in interfering with the prawn culture activity of the petitioners in their lands to an extent of Ac.3-00 cents in Sy.Nos.334/4, 335/2, Ac.1-94 cents in Sy.Nos.334/3, 334/2, Ac.0.71 cents in Sy.No.333/2a, Ac.1.20 cents in Sy.No.333/3 and Ac.1.70cents in Sy.No.334/4, situated at Gangavaram village, Pamarru Mandal, Dr. B.R. Ambedkar Konaseema district, in spite of petitioners explanation dated 16.08.2025 to the show cause notice dated 11.08.2025 of 4th respondent, as illegal and arbitrary and consequently to direct respondents 3 and 4 not to interfere with petitioners prawn culture activity in their fish tanks.

Learned counsel for the petitioners submits that 4th respondent issued a show cause notice dated 11.08.2025 stating that they inspected the petitioners lands and found that out of Ac.9-00, 9 ponds are being cultivated for aqua farming and the petitioners obtained permission from the Government for only Ac.3.74 cents and the remaining Ac.5.24 cents are being cultivated without authorization. To the said show cause notice, the petitioners submitted their explanation, but till date no orders have been passed thereon.

On the other hand, learned Assistant Government Pleader for Fisheries, on written instructions, submitted that Fisheries Department

granted license to the petitioners for doing fresh water aquaculture in an extent of Ac.3.74 cents only, but the petitioners are doing unauthorized L. Vannamei shrimp culture in the aqua tanks. He further submitted that 4th petitioner (Lessee) submitted a statement that he would do the culture by abiding to the rules and conditions of the Government and also stated that he would take all the steps not to cause detriment to the neighbouring paddy farmers, but as he is doing Vannamai shrimp culture, show cause notice was issued.

A perusal of the material on record goes to show that the petitioners converted their lands into fish tanks about seven years back and petitioners 2 to 5 made applications for grant of license for doing fresh water aqua culture and the said applications are pending before the competent authority. The contention of the petitioners is that though they submitted their explanation to the show cause notice dated 11.08.2025, so far no orders have been passed by the respondents thereon. It is pertinent to mention here that huge expenditure has been incurred by the petitioners in developing the ponds and for doing aqua farming.

In view of the aforesaid facts and circumstances, the respondents are directed not to take any coercive steps against the petitioners' fish tanks for a period of four (4) weeks.

List the matter after three (3) weeks.


//TRUE COPY//

For

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Fisheries Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur District. **(by Special Messenger)**
2. The Chairman cum District Collector, District Level Implementation Committee, Dr.B.R.Ambedkar Konaseema District.
3. The District Fisheries Officer, Dr.B.R.Ambedkar Konaseema District, Amalapuram.
4. The Assistant Fisheries Inspector, Kapileswarapuram, Dr.B.R.Ambedkar Konaseema District **(Addressees 2 to 4 by RPAD)**
5. One CC to SRI. T V JAGGI REDDY Advocate [OPUC] 
6. Two CCs to GP FOR FISHERIES , High Court of Andhra Pradesh. [OUT]
7. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh [OUT]
8. **One spare copy**

PSR

HIGH COURT

SRK,J

DATED:24/09/2025

NOTE: List the matter after three (3) weeks.

ORDER

WP.No.26109 of 2025

INTERIM DIRECTION

