

[3329]

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

TUESDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 25923 OF 2025

Between:

Ghantasala Venkateswara Rao, S/o Tirupathi Rao, aged about 55 years, Coolie, Resident of Door No.6-114a, Prathikolla Lanka, Eluru Rural Mandal, Eluru District, AP-534004.

Petitioner/s

AND

1. The State of Andhra Pradesh, represented by its Principal Secretary, Secretariat Building, Panchayathraj Department, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh.
2. The District, Collector, Eluru District at Eluru, Eluru District, Andhra Pradesh.
3. The Mandal Revenue Officer, Eluru Rural Mandal, Eluru District, Andhra Pradesh.
4. The Mandal Parishad Development Officer, Eluru Rural Mandal, Eluru District, Andhra Pradesh.
5. The Prathikollallanka Gram Panchayath, , Prathhikollanka Village, Eluru Rural Mandal, Eluru District, Andhra Pradesh Represented by its Secretary.
6. Mungara Jayaraju, S/o late Venkateswara Rao, aged about 55 years. Farmer, Prathikollalanka Village, Eluru Rural Mandal, Eluru District, AP.
7. Mungara Dharmavathi, W/o Jayaraju, aged about 45 years. House Maker, Prathikollalanka Village, Eluru Rural Mandal, Eluru District, AP.

Respondent/s

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 more particularly the respondents 3 to 5 herein in not taking action against the respondents 6 and 7 herein in constructing the construction by removing the Thatched House of the petitioner and also by encroaching the D-Patta House Site issued in favour of the Petitioner in Patta in Re.No. 117/2010 (B), Dated 18.03.2010, in survey number 172 in an extent of 120 Square Yards, within the Boundaries mentioned in the patta without having possession over the house site and also without permissions from the respondent authority as illegal, arbitrary and also oppose to Article 300-A of the constitution of India, consequentially direct the respondents more particularly the respondents particularly the respondents 3 to 5 herein to take action against the respondents 6 and 7 herein as per the proceedings of the 4th respondent in RC No. A2/68/2025 Dated 01.08.2025 by removing the encroachments in the House site patta of the petitioner in Re.No.117/2010 (B), Dated 18.03.2010, in survey number 172 in an extent of 120 Square Yards by directing the 5th respondent to stall the construction activity.

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Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the respondents more particularly the respondents particularly the respondents 3 to 5 herein to take action against the respondents 6 and 7 herein as per the proceedings of the 4th respondent in RC No. A2/68/2025 Dated: 01.08.2025 by removing the encroachments in the House site patta of the petitioner in Re.No.117/2010 [B], Dated: 18.03.2010, in survey number 172 in an extent of 120 Square Yards by directing the 5th respondent to stall the construction activity, Pending disposal of WP 25923 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 V SAI KUMAR, Advocate for the Petitioner, GP FOR PANCHAYAT RAJ & RURAL DEV for the Respondent No.1, learned GP FOR REVENUE for the Respondent Nos.2&3, Sri Y. KOTESWARA RAO, Standing Counsel for the Respondent Nos.4&5, the Court made the following

ORDER:

Heard the learned counsel for the petitioner and the learned Standing Counsel for respondent No.5.

Learned counsel for the petitioner is permitted to takeout personal notice to the unofficial respondents through registered post with acknowledgment due and file proof of service in the Registry.

List the mater after three(3) weeks.

Till then, *status-quo* obtaining as on today shall be maintained by all the parties concerned.

//TRUE COPY//

For /

SD/- P.VINOD KUMAR
DEPUTY REGISTRAR


SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Secretariat Building, Panchayathraj Department, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh. (BY SPECIAL MESSENGER)
2. The District, Collector, Eluru District at Eluru, Eluru District, Andhra Pradesh.
3. The Mandal Revenue Officer, Eluru Rural Mandal, Eluru District, Andhra Pradesh.
4. The Mandal Parishad Development Officer, Eluru Rural Mandal, Eluru District, Andhra Pradesh.

5. The Prathikollallanka Gram Panchayath, , Prathhikollanka Village, Eluru Rural Mandal, Eluru District, Andhra Pradesh Represented by its Secretary.
 6. Mungara Jayaraju, S/o late Venkateswara Rao, aged about 55 years. Farmer, Prathikollalanka Village, Eluru Rural Mandal, Eluru District, AP.
 7. Mungara Dharmavathi, W/o Jayaraju, aged about 45 years. House Maker, Prathikollalanka Village, Eluru Rural Mandal, Eluru District, AP. (Addressee Nos.2 to 7 by RPAD)
 8. One CC to SRI. V SAI KUMAR Advocate [OPUC]
 9. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV ,High Court Of Andhra Pradesh. [OUT]
 10. Two CCs to GP FOR REVENUE,High Court of Andhra Pradesh. [OUT]
 11. One CC to SRI Y. KOTESWARAR AO, STANDING COUNSEL [OPUC]
 12. One spare copy
- KJ

HIGH COURT

NV,J

DATED:23/09/2025

LIST THE MATER AFTER THREE(3) WEEKS

ORDER

WP.No.25923 of 2025

STATUS QUO

