



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3331]

TUESDAY, THE FIFTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 26976/2025

Between:

Gadiva Asma

...PETITIONER

AND

The State Of Ap and Others

...RESPONDENT(S)

Counsel for the Petitioner:

1.K V RAGHU VEER

Counsel for the Respondent(S):

1.GP FOR PANCHAYAT RAJ RURAL DEV

2. Mattegunta.Sudhir, Standing Counsel For Z.P.Ps, M.P.Ps, Gram
Panchayats

The Court made the following:

I.A.No.1 of 2026

This application is filed seeking to amend the cause title of the 5th respondent i.e., The Panchayat Secretary, Mandagiri Gram Panchayat, Adoni Manal, Kurnool District to the Mandagiri Gram Panchayat, represented by its Panchayat Secretary, Adoni Mandal, Kurnool District.

For the reasons mentioned in the affidavit, this interlocutory application is ordered.

Registry is directed to carry out necessary amendments.

SUBBA REDDY SATTI,J

I.A.No.1 of 2025

Heard Sri K.V.Raghuveer, learned counsel for the petitioner, Sri P.Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj and Rural Development for the respondents 1 and 4, Ms. Usha, learned Assistant Government Pleader for Revenue for the respondents 2 and 3 and Ms. Kavitha, learned counsel representing Sri M.Sudhir, learned Standing counsel for the 5th respondent.

Impugning the proceedings issued by the Panchayat Secretary of the 5th respondent *vide* RC.No.28/2025-26 dated 04.07.2025 (Ex.P1), the petitioner filed the above writ petition.

The petitioner purchased an extent of 120 square yards in Sy.No.444B/1, Mandagiri Gram Panchayat, Adoni Mandal, Kurnool District, under a registered sale deed dated 26.12.2022. The petitioner's vendor had purchased the said property under a registered sale deed dated 13.08.2019. Both the documents were filed in I.A.No.2 of 2025. The petitioner made an application to the 5th respondent – Gram Panchayat seeking permission to construct a building, and permission was granted *vide* B.A.No.57/2023 dated 03.10.2023 (Ex.P4).

Be that as it may, the 3rd respondent issued proceedings *vide* Rc.E.759/2025 dated 15.03.2025 (Ex.P3) directing the respondents 4 and 5 not to grant permissions for construction of houses in Sy.No.444 of Mandagiri Village and Sy.No.352 of Sadapuram Village in Adoni Mandal. The said proceedings merely refer to a representation received from the public at Adoni, but do not disclose the identity of the complainant or the nature of the grievance.

Acting upon the proceedings *vide* Rc.E.759/2025 dated 15.03.2025 (Ex.P3), the Divisional Panchayat Officer – 4th respondent issued a memo *vide* RC.No.23/PTS.A1/2025 dated 24.03.2025 (Ex.P2), not to grant

permissions in Sy.No.444 of Mandagiri Village and Sy.No.352 of Sadapuram Village in Adoni Mandal.

Acting upon the said communications, the Panchayat Secretary of the 5th respondent issued the impugned proceedings *vide* RC.No.28/2025-26 dated 04.07.2025 (Ex.P1), directing the petitioner not to proceed with the construction until the orders of the Sub-Collector, Adoni, and the Divisional Panchayat Officer, Adoni, are revoked, and the contempt case is disposed of.

A perusal of Ex.P4 indicates that the petitioner had already been granted building permission on 03.10.2023. Neither Ex.P3 nor Ex.P2 disclose the names of the complainants or the specific grievance, except for stating about the manipulation of some records.

The petitioner, started construction pursuant to Ex.P4.

Whether the Panchayat Secretary of the 5th respondent has the jurisdiction to issue the impugned proceedings *vide* RC.No.28/2025-26 dated 04.07.2025 (Ex.P1), based on Exs.P.2 and P3 requires consideration upon filing of counter-affidavit by the respondent authorities.

Given the facts and circumstances of the case, this Court deems it appropriate to suspend the operation of the impugned proceedings. Accordingly, the proceedings *vide* Rc.No.28/2025-26 dated 04.07.2025 (Ex.P1) are hereby suspended.

It is, however, made clear that if the petitioner proceeds with the construction and any adverse order is subsequently passed, the petitioner shall not claim any equities.

SUBBA REDDY SATTI,J

W.P.No.26976 of 2025

List the matter after Summer Vacation, 2026.

SUBBA REDDY SATTI,J
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