

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

W.P.No.26995 of 2025

PROCEEDING SHEET

Sl. No	DATE	ORDER	OFFICE NOTE
03.	14.11.2025	<u>GRKP, J</u> Heard Sri Jitendra Kanyalur, learned Counsel for the Writ Petitioner (appearing through video conference); Sri K. Ashok, learned Counsel appearing on behalf of Sri Venkata Rama Rao Kota, learned Standing Counsel for APSPDCL and Sri T. Sanjeeva Rao, learned Assistant Government Pleader for Revenue and Sri M. Chiranjeevi Babu, learned Counsel appearing on behalf of Sri A. Sham Sundar Reddy, learned Counsel for the Unofficial Respondent No.11. 2. Learned Counsel for the Writ Petitioner submits that the Writ Petitioner is the owner of Ac.5.04 cents in Sy.No.535-4 of Valligatla Village, Puttavaripalli in Sy.No.535/4 by way of DKT Patta granted to the Writ Petitioner on 15.07.1987 (Ex.P.1). Learned Counsel for the Writ Petitioner has drawn the attention of this Court to the Plaint filed in a Suit bearing O.S.No.84 of 2017 by Unofficial Respondent No.11 who is the brother of the Writ Petitioner seeking Permanent Injunction for an extent of Ac.2.52 cents in Sy.No.535/4 of Valligatla Village. He would submit that the Application seeking 'No Objection Certificate' from	

	the Tahsildar for securing an electricity connection by the Writ Petitioner has been rejected by the Tahsildar (Respondent No.8) on the ground of pendency of the Suit bearing O.S.No.84 of 2017. 3. Sri M. Chiranjeevi Babu, learned Counsel appears on behalf of Sri A. Sham Sundar Reddy, learned Counsel for the Unofficial Respondent No.11 who is none other than the brother of the Writ Petitioner and he is the Plaintiff in the Suit. 4. It is the submission of the learned Counsel for the Writ Petitioner that the Tahsildar does not have the authority to decline the grant of 'No Objection Certificate' on the ground of mere pendency of the Suit, without there being any interim injunction restraining anybody from enjoying the property. He would also submit that, it is the admitted case of the Plaintiff (Unofficial Respondent No.11 herein) that he is only seeking Permanent Injunction insofar as Ac.2.52 cents out of Ac.5.04 cents in Sy.No.535-4. Even, if this aspect was to be considered, the Writ Petitioner would still have the right in the other half of the land without admitting the fact that the Unofficial Respondent No.11 has any right over such land and that the Writ Petitioner is entitled to have the electricity connection for the purpose of cultivation in the land possessed by him, which is, in any case, subject to the outcome in the pending Suit. 5. Prima-facie, this Court is in agreement that the submission made by the learned Counsel for the Writ Petitioner, which are recorded hereinabove.	
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