

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

FRIDAY, THE TWENTY EIGHTH DAY OF NOVEMBER

TWO THOUSAND AND TWENTY FIVE

**:PRESENT:
THE HONOURABLE SRI JUSTICE D.RAMESH**

WRIT PETITION NO: 28407 OF 2025



Between:

1. Gaipuri Bhaskar Rao, S/o.late G.Appanna, Aged about. 45 years, Occ: LIC Agent, R/o.26-28-31, Kothuru Narsingarao Pet, Village and Post, Rajupalem Road, Anakapalli Mandal and District-531019.
2. Gaipuri Jyothi Venkata Sai, S/o. Gaipuri Bhaskar Rao, Aged about. 23 years, R/o.26-28-31, Kothuru Narsingarao Pet, Village & Post, Rajupalem Road, Anakapalli Mandal and District-531019.
3. Gaipuri SaiKarthik, S/o. Gaipuri Bhaskar Rao , Aged about. 21 years, R/o.26-28-31, Kothuru Narsingarao Pet, Village & Post, Rajupalem Road, Anakapalli Mandal and District-531019.

Petitioners

AND

1. The Railway Board, rep by its Chairman & CEO, Rail Bhavan, New Delhi-110001.
2. The District Collector, Anakapalli, Anakapalli District.
3. Land Acquisition Officer &Revenue Divisional Officer, Anakapalli, Anakapalli District.
4. The Tahsildar, Anakapalli Mandal, Anakapalli District.

5. The Village Revenue Officer, Rajupalem Revenue Village, Anakapalli Mandal, Anakapalli District.
6. The Executive Engineer, R & B, Anakapalli District.
7. The District Registrar of Stamps and Registration, Anakapalli, Anakapalli District.

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an order, direction or writ more particularly one in the nature of WRIT OF MANDAMUS

i. declaring that the impugned notice dt. 15-05-2025 in Rc.No.2049/2022/B issued by the 3rd respondent / LAO & Revenue Divisional Officer, Anakapalli is illegal, unlawful, arbitrary, malicious and a clear case of capricious exercise of power and violative of the provisions of Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Act 30 of 2013) and violative of Art. 300A, 21, 14 and 16 of the Constitution of India and also violative of provisions of Act 30 of 2013 and principles of natural justice and consequently set aside the said impugned notice dt. 15-05-2025 in Rc.No.2049/2022/B issued by the 3rd respondent / LAO & Revenue Divisional Officer, Anakapalli and pass such other order or orders as this Honble Court may deem fit and proper in the circumstances of this case,

ii. further declaring the proposed action of the Respondents to evict the Petitioners from their house in door No. 28-26- 31, measuring an extent of 170 sq.yds with 3 floors situated in Survey No.62/3A in Kothuru Narsingarao Pet, Village and Post, Rajupalem Road, Anakapalli Mandal and District-531019 (formerly Visakhapatnam District) and without payment of compensation and without following the provisions of the Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 as illegal, unlawful and without jurisdiction and violative of Art. 300A, 21, 14 and 16 of

the Constitution of India and also violative of provisions of Act 30 of 2013 and principles of natural justice and consequently direct that the petitioners cannot be evicted except by due process of law.

IA NO: 1 OF 2025

Petition under Section 151 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 grant stay of all further proceedings in pursuance of the impugned notice including from the eviction of the Petitioners from their house in door No. 28-26-31, measuring an extent of 170 sq.yds with 3 floors situated in Survey No.62/3A in KothuruNarsingarao Pet, Village & Post, Rajupalem Road, AnakapalliMandal and District-531019 (formerly Visakhapatnam District), pending disposal of the writ petition in the interest of equity, Pending disposal of WP 28407 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 the order of the High Court dated 15.10.2025, 27.10.2025, 31.10.2025, 05.11.2025 & 11.11.2025 made herein and upon hearing the arguments of Sri P Veerraju, Advocate for the Petitioner, The Additional Solicitor General of India for the Respondent No.1; GP FOR Revenue for the Respondent Nos.2 to 7, the Court made the following; **ORDER:**

List after four weeks for filing counter.

Interim order granted earlier, is extended for a period of eight weeks.

//TRUE COPY//

**SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to SRI. P VEERRAJU Advocate [OPUC]
2. One CC to The Additional Solicitor General of India, High Court of A.P.
[OPUC]
3. One spare copy

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HIGH COURT

DR,J

DATED: 28.11.2025

LIST AFTER FOUR WEEKS FOR FILING COUNTER

ORDER

WP.No.28407 of 2025

INTERIM ORDER EXTENDED

