

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

TUESDAY, THE ELEVENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION Nos. 29014, 2937 AND 3530 OF 2024

WRIT PETITION NO: 29014 OF 2024

Between:

Sri Khambhampati Venkata Satyanarayana Rao, S/o Purushottam, Aged
about 58 years, r/o Reddigudem Village and Mandal, NTR District

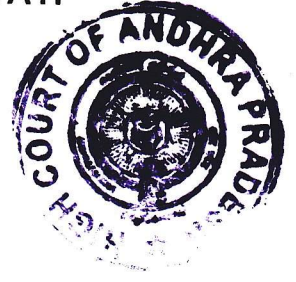
...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary (Home)
Department, Amaravati, Guntur District.
2. The Superintendent of Police, NTR District
3. The Circle Inspector of Police, Reddigudem, Reddigudem (V) & (M),
NTR District
4. The Sub-Inspector of Police, Reddigudem, Reddigudem (V) & (M), NTR
District.
5. Nunne Srinivasa Reddy, S/o Ramprasad Reddy, aged about 28 years,
r/o Narukullapadu Srivaru, Obulapuram Village, Reddigudem Mandal,
NTR District
6. Gade Konda Reddy, S/o Krishna Reddy, r/o Obulapuram Village,
Reddigudem Mandal, NTR 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 direction or order more particularly a writ of
MANDAMUS or any other appropriate writ, order or direction against the
inaction of respondent authorities in granting the Police aid in view of



threat of life and property, and also in not filing the charge sheet after recording the FIR Crime. No 151 of 2024 dated 03.09.2024 till today, for interfering with peaceful possession and enjoyment of the property by respondent 5 and 6 an extent in Ac. 0.451 yards in Rs. No 414/3 and by threatening to life to petitioner after granting ad-interim injunction by Honble Junior civil judge-CUM- Judicial magistrate of 1st class, Mylavaram 16.02.2024 is illegal, arbitrary and is nothing but arbitrary exercise of their powers and abuse of law and consequently COMMAND the official respondents to grant police aid and to file the chargesheet against the 5th and 6th respondents as per FIR Crime. No 151 of 2024 dated 03.09.2024.

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to DIRECT the official respondents herein to grant police aid in view of the life threat and threat of peaceful possession and enjoyment of the property of extent in Ac. 0.451 yards in Rs. No: 414/3 pending disposal of the above writ petition.

Counsel for the Petitioner: SRI KUNTAMUKKALA SAI SREE SANJAY

Counsel for the Respondent Nos.1 to 4: GP FOR HOME

Counsel for the Respondent Nos.5 & 6:SRI NARASIMHA RAO GUDISEVA

WRIT PETITION NO: 2937 OF 2024

Between:

Khambampati Venkata Sathyanarayana Rao, S/o Purushotham, Aged about 55 years, Business, R/o D.No.4-41, Reddigudem Village & Mandal, N.T.R. District.

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Home Department, Secretariat Building, Velagapudi, Amaravati, Guntur District.
2. The Commissioner of Police, Vijayawada, N.T.R. District.
3. The Circle Inspector of Police, Mylavaram, N.T.R. District.
4. The Station House Officer, Reddigudem Police Station, Reddigudem, N.T.R. District.
5. Gade Konda Reddy, S/o Venkata Krishna Reddy, Aged about 55 years, R/o Reddigudem Village and Mandal, N.T.R. 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 more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the 4th Respondent in interfering with the civil disputes pending under O.S.No.196/2023 on the file of Hon'ble Junior Civil Judge, Mylavaram and co-operating the 5th Respondent to interfere and dispossess the Petitioner from part of his property for an extent of 484 Sq.yards of house site consisting RCC building with ground floor with 1020 Sq.feet plinth area and 765 Sq.feet asbestos roofed shed house, situated in Door No.4-41, Survey No.414/3 of Reddigudem Village and Mandal, N.T.R. District, is illegal, arbitrary, unjust and violative of fundamental rights guaranteed under Article 14, 21 of the Constitution of India and consequently, direct the 4th Respondent not to interfere with the civil disputes pending under O.S.No. 196/2023 on the file of Hon'ble Junior Civil Judge, Mylavaram, not to co-operate with the 5th Respondent in doing his illegal act of interfering and attempting to dispossess the Petitioner from his property for an extent of 484 Sq.yards of house site consisting RCC building with ground floor with 1020 Sq.feet plinth area and 765 Sq.feet asbestos roofed shed house, situated in Door No.4-41, Survey No.414/3 of Reddigudem Village and Mandal, N.T.R. District.

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 4th Respondent not to interfere with the civil disputes pending under O.S.No.196/2023 on the file of Hon'ble Junior Civil Judge, Mylavaram, not to co-operate with the 5th Respondent in doing his illegal act of interfering and attempting to dispossess the Petitioner from his property for an extent of 484 Sq.yards of house site consisting RCC building with ground floor with 1020 Sq.feet plinth area and 765 Sq.feet asbestos roofed shed house, situated in Door No.4-41, Survey No.414/3 of Reddigudem Village and Mandal, N.T.R. District.

Counsel for the Petitioner: SRI KUNTAMUKKALA SAI SREE SANJAY

Counsel for the Respondent Nos.1 to 4: GP FOR HOME

Counsel for the Respondent No.5:SRI NARASIMHA RAO GUDISEVA

WRIT PETITION NO: 3530 OF 2024**Between:**

Gade Konda Reddy, S/o Venkata Krishna Reddy, Aged about 55 years,
Properties, R/o Reddigudem Village and Mandal, N.T.R. District

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Home Department, Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The Commissioner of Police, N.T.R. Commissionerate, Vijayawada, N.T.R District.
3. The ACP Mylavaram, N.T.R District.
4. The Station House Officer, Reddigudem Police Station, Reddigudem, N.T.R District.
5. The Tahsildar, Reddigudem Village, Reddigudem Mandal, N.T.R District.

6. Kambampati Venkata Satyanarayana Rao, S/o Purushotham, Aged about 55 years, Business, R/o. 4-41, Reddigudem Village, Reddigudem Mandal, N.T.R 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 more particularly one in the nature of Writ of Mandamus declaring the action, things, deeds of Respondents in not conducting the fair investigation in Crime No .40/2024 of 4th Respondent Police Station dated 21-01-2024 as per Criminal Procedure Code by Respondents 2 to 4 further issuing notice under Section 107 of Criminal Procedure Code by Respondent No.5, which are illegal, irregular, arbitrary, unjust, against to the Principles of Natural Justice and contrary to the provisions of Criminal Procedure Code, 1973 and in-violation of Articles 14, 19, 21 and 300-A of Constitution of India, consequently direct the Respondents to conduct fair investigation in Crime No.40/2024 of Respondent No.4 Police Station further drop the proceedings issued under Section 107 of Cr.P.C., initiated by Respondent No.5.

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the Notice/Bond dated 02-02-2024 issued under Section 107 of Cr.P.C., by Respondent No.5 pending disposal of the main Writ Petition.

IA NO: 2 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct Respondent Nos.2 to 4 to take immediate action by seizing the weapons and autos by affecting the arrest of 6 Respondent and other

accused by investigating the Crime No.40/2024 on the file of 4th Respondent Police Station pending disposal of the main Writ Petition.

Counsel for the Petitioner: SRI NARASIMHA RAO GUDISEVA

Counsel for the Respondent Nos.1 to 4: GP FOR HOME

Counsel for the Respondent No.5: GP FOR REVENUE

**Counsel for the Respondent No.6: SRI KUNTAMUKKALA SAI SREE
SANJAY**

The Court made the following: COMMON ORDER



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

[3457]

**TUESDAY, THE ELEVENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NOs: 29014, 2937 & 3530/2024

WRIT PETITION NO: 29014/2024:

Between:

Sri Khambhampati Venkata Satyanarayana Rao

...PETITIONER

AND

The State Of Ap and Others

...RESPONDENT(S)

Counsel for the Petitioner:

1.KUNTAMUKKALA SAI SREE SANJAY

Counsel for the Respondent(S):

1.GP FOR HOME

2.NARASIMHA RAO GUDISEVA

WRIT PETITION NO: 2937/2024:

Between:

Khambampati Venkata Sathyanarayana Rao

...PETITIONER

AND

The State Of Ap and Others

...RESPONDENT(S)

Counsel for the Petitioner:

1.KUNTAMUKKALA SAI SREE SANJAY

Counsel for the Respondent(S):

1.GP FOR HOME (AP)

2.NARASIMHA RAO GUDISEVA

WRIT PETITION NO: 3530/2024:

Between:

Gade Konda Reddy,

...PETITIONER

AND

The State Of Andhra Pradesh and Others

...RESPONDENT(S)

Counsel for the Petitioner:

1.NARASIMHA RAO GUDISEVA

Counsel for the Respondent(S):

1.GP FOR HOME (AP)

2.GP FOR REVENUE (AP)

3.KUNTAMUKKALA SAI SREE SANJAY

The Court made the following Common Order:

The W.P.Nos.29014 and 2937 of 2024 are filed by the petitioner seeking Police aid against the alleged interference of the 6th respondent with the property of the petitioner.

2. The W.P.No.3530 of 2024 is filed by the petitioner against the 6th respondent, who is the petitioner in W.P.Nos.29014 and 2937 of 2024.

3. The petitioners and the unofficial respondents have civil disputes between them and they have filed counter cases against each of them. The non-completion of investigation by the police and filing of charge sheet is challenged by the petitioner and the action of the Station House Officer in interfering with the civil disputes at the behest of the unofficial respondents is also challenged.

4. The learned Assistant Government Pleader appearing for the State upon instructions submits that the Police recorded the statements as many as 5 witnesses in Crime No.151 of 2024, as many as 8 witnesses in Crime No.150 of 2024 and as many as 10 witnesses in Crime No.40 of 2024 were examined.

5. It is also submitted by the learned Assistant Government Pleader that the Police have collected the CC TV footages of that area and investigation is under process. That apart, it is submitted that, both the parties, who are in

dispute were bound over by proceedings before the Mandal Executive Magistrate, Reddygudem vide MC.No.40 of 2024 dated 02.02.2024.

6. The learned counsel for the petitioner in W.P.No.3530 of 2024 submits that the petitioner is the owner and he is in possession of the property and the proceedings were also challenged by him.

7. Considering the submissions of the learned Assistant Government Pleader that as the investigation is under way, these writ petitions are disposed off, directing the investigating Officer to expedite the investigation and file final report/charge sheet before the competent magistrate. There shall be no order as to costs.

As a sequel, Interlocutory Applications pending, if any, shall stand closed.

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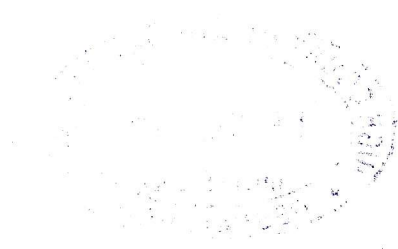
Sd/- P VINOD KUMAR
ASSISTANT REGISTRAR
[Signature]
SECTION OFFICER

To,

1. The Principal Secretary, (Home) Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District
2. The Superintendent of Police, NTR District
3. The Circle Inspector of Police, Reddigudem, Reddigudem (V) and (M), NTR District
4. The Sub-Inspector of Police, Reddigudem, Reddigudem (V) and (M), NTR District.
5. The Commissioner of Police, Vijayawada, N.T.R. District.
6. The Circle Inspector of Police, Mylavaram, N.T.R. District.

7. The Station House Officer, Reddigudem Police Station, Reddigudem, N.T.R. District.
8. The ACP, Mylavaram, N.T.R District.
9. The Tahsildar, Reddigudem Village, Reddigudem Mandal, N.T.R District.
10. One CC to Sri Kuntamukkala Sai Sree Sanjay, Advocate [OPUC]
11. One CC to Sri Narasimha Rao Gudiseva, Advocate[OPUC]
12. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
13. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
14. Three CD Copies.

ssb



HIGH COURT

DATED:11/03/2025

COMMON ORDER

WP.Nos.29014, 3937 & 3530 of 2024



**DISPOSING OF THE WRIT PETITIONS
WITHOUT COSTS**