



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

[3505]

FRIDAY, THE TWENTY FOURTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE T.C.D.SEKHAR

WRIT PETITION NO: 29289/2025

Between:

1.MUDURNURI SARASWATHI, W/O SURYA NARAYANA RAJU, AGE 84 YEARS, OCC HOUSE WIFE, R/O H.NO.2-4-6, SARASWATHI NILAYAM, SIVARAOPET, BHIMAVARAM TOWN, WEST GODAVARI DISTRICT.

...PETITIONER

AND

1.THE STATE OF AP, REP.ITS PRINCIPAL SECRETARY, MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT, VELAGAPUDI, AMARAVATHI.

2.BHIMAVARAM MUNICIPALITY, REPRESENTED BY ITS COMMISSIONER, BHIMAVARAM. WEST GODAVARI DIST.

...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 topleased to issue Writ of Mandamus or any other appropriate Writ or Writs, Order or Direction, declaring the action of 2nd Respondent in issuing impugned orders vide No.U.C.No.01AA/PRS-31 /2025, Dt. 10-10-2025, and trying to demolish thereby dispossess the Petitioner from her property admeasuring 0.16 1/4 cents of site in RS.No.87/9, situated at Rayalam Revenue Village, Komarada Road, within the limits of 2nd Respondent Municipality without following due procedure established under Law of Land Acqusition Act, 2013, as illegal, arbitrary, violative of Art. 14, 19(1)(g), 21 and 300- A of Constitution of India consequently setting aside the impugned

orders vide No.U.C.No.01A/VPRS-31/2025, Dt.1Q-10-2025 and in the meantime directed the Respondent Authorities to stay all further proceedings pursuant to Impugned orders vide No.U.C.No.01AA/PRS-31/2025, Dt.10-10-2025 pending disposal of the above Writ Petition, and pass

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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 stay all further proceedings pursuant to impugned orders vide No.U.C.No.01/WPRS-31/2025, Dt.10-10-2025 pending disposal of the above Writ Petition, and pass

Counsel for the Petitioner:

1.K K DURGA PRASAD

Counsel for the Respondent(S):

1.GP MUNICIPAL ADMN AND URBAN DEV AP

The Court made the following order:

After arguing for some time, the learned counsel for the petitioner sought permission of this Court to withdraw the present Writ Petition, with liberty to file an appeal, as provided under Section 345 of the Andhra Pradesh Municipalities Act, 1965.

2. The learned Standing Counsel for Municipal Corporation reported no objection.

3. In view of the submissions made by the learned counsel for the petitioner, this Writ Petition is dismissed as withdrawn, reserving liberty to the petitioner to avail of alternate remedy of filing an appeal under Section 345 of the Andhra Pradesh Municipalities Act, 1965. There shall be no order as to costs.

As a sequel, pending miscellaneous petitions, if any, shall stand closed.

T.C.D.SEKHAR, J

24.10.2025

MJA

HON'BLE SRI JUSTICE T.C.D.SEKHAR

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24.10.2025

MJA