

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

**MONDAY, THE FOURTH DAY OF MAY,
TWO THOUSAND AND TWENTY SIX**



:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 32617 OF 2025

Between:

1. Nasa Venkayya, S/o. (Late) Nasa Yarrayya, Aged about 70 years, R/o. Block-A, GF-3, Indira Gandhi Nagar, Near Church, Thatichetlapalem, Visakhapatnam District.
2. Gandhi Apparao, S/o. Late Gandhi Surayya, Aged about 63 years, R/o. D.No.44-7-1-250/1, Santhoshimatha Colony, Thatichetlapalem, Visakhapatnam, Visakhapatnam District.
3. Tolapu Santhosh, S/o. Tolapu Appanna, Aged about 36 years, R/o. D.No.44-7-1-250/5, Block-H, FF-6, Santhoshi Matha Colony, Thatichetlapalem, Akkayapalem, Visakhapatnam, Visakhapatnam District.

Petitioners

AND

1. State of Andhra Pradesh, Rep. by its Principal Secretary, Municipal Administration Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Greater Visakhapatnam Municipal Corporation, Rep. by its Commissioner, Visakhapatnam.
3. The District Collector, Visakhapatnam District.
4. The Chief City Planner, Greater, Visakhapatnam Municipal Corporation, Visakhapatnam.

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 any writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not issuing TDR Bonds in favour of the petitioner towards acquisition of their land admeasuring 4066 Sq. Yds in Sy. No.8/3, Dondaparthi Village, Visakhapatnam, Visakhapatnam District under Regd. Gift deed Doct. No. 1338/2005 dated 28-05-2005 is illegal, arbitrary and violation of Article 14 and 21 of the Constitution of India and to consequently direct the respondents to release Transferable Development Rights Bonds in favour of the petitioners;

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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 direct the respondents to expedite the issuance of TDR Bonds in favour of the petitioners in respect of land admeasuring 4066 Sq. Yds in Sy. No.8/3, Dondaparthi Village, Visakhapatnam, Visakhapatnam District under Regd. Gift deed Doct. No. 1338/2005 dated 28-05-2005 pending disposal of the writ petition;

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. V V SATISH, Advocate for the Petitioners and of GP FOR MUNICIPAL ADMN & URBAN DEV, for the Respondent No.1 and of Sri S. VIJAY KUMAR, learned Counsel Representing Sri. A.S.C.BOSE, STANDING COUNSEL, for the Respondent Nos.2 & 4 and of GP FOR REVENUE, for the Respondent No.3;

The Court made the following ORDER:

Heard Sri V.V. Satish, learned Counsel for the Writ Petitioner and Sri S. Vijay Kumar, learned Counsel representing Sri A.S.C. Bose, learned Standing Counsel for Greater Visakhapatnam Municipal Corporation.

2. Despite granted time way back on 26.02.2026 to the Municipal Commissioner to file Counter-Affidavit and after having been recorded that the Counter-Affidavit was prepared and sent for signatures, the Commissioner has not evinced any interest in filing the Counter-Affidavit before the listing of this Writ Petition before the Court.

3. In this view of the matter, Sri S. Vijay Kumar, learned Counsel representing Sri A.S.C. Bose, learned Standing Counsel for the Greater Visakhapatnam Municipal Corporation, has once again requested further time to file Counter-Affidavit.

4. In view of what is recorded above, the Counter-Affidavit shall be accepted by the Registry on the condition that the Commissioner of Greater Visakhapatnam Municipal Corporation deposits costs of Rs. 30,000/- for not filing the Counter-Affidavit within one (01) week from today. Out of the said amount, a sum of Rs.15,000/- shall be paid by the Commissioner from his own pocket, and the remaining Rs.15,000/- shall be paid by the Greater Visakhapatnam Municipal Corporation. The said costs shall be deposited in favour of the President, Andhra Pradesh High Court Advocates' Association.

5. Registry is directed to supply a copy of this Order to the President, Andhra Pradesh High Court Advocates' Association, forthwith for effective compliance.

6. List on 23.06.2026.

SD/- T.SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The President, Andhra Pradesh High Court Advocate's Association, High Court of Andhra Pradesh, Amaravati.
2. The Principal Secretary, Municipal Administration Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
(by SPECIAL MESSENGER)

3. The Commissioner, The Greater Visakhapatnam Municipal Corporation, Visakhapatnam.
4. The District Collector, Visakhapatnam District.
5. The Chief City Planner, Greater, Visakhapatnam Municipal Corporation, Visakhapatnam. (Addressee Nos.3 to 5 BY SPEED POST)
6. One CC to Sri. V V SATISH, Advocate [OPUC]
7. Two CCs to GP FOR MUNICIPAL ADMN AND URBAN DEV AP, High Court Of Andhra Pradesh. [OUT]
8. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
9. One CC to Sri. A.S.C.BOSE, STANDING COUNSEL [OPUC]
- 10. One spare copy**

JSS

HIGH COURT

GRKP, J

DATED:04/05/2026

LIST ON 23.06.2026.

NOTICE BEFORE ADMISSION

WP.No.32617 of 2025

DIRECTION

