APHC010055612026

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

TUESDAY, THE 29th DAY OF SEPTEMBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 3459 OF 2026

Between:

1. MITHILA ENTERPRISES, . Hyderabad, Telangana State, Rep. by its Proprietor, Vivek Kumar, S/o. Mithilesh Bihari, aged about 38 years, H. No.4-7/38/204, Fortune Arcade, West Gandhi Nagar Nagaram, Keesara, Medchal-Malkajgiri District, Telangana State-500083

...Petitioner

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by its Principal Secretary, Municipal Administration And Urban Development Department, Secretariat, Velagapudi, Guntur District- 522237.

2. Narasaraopet Municipality, Rep. by its Commissioner, Narasaraopet, Palnadu District- 522601.

3. The Special Officer/Revenue Divisional Officer, Narasaraopet Municipality, Palnadu District.- 522601

4. The Deputy Executive Engineer, Narasaraopet Municipality, Palnadu District- 522601

...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 topleased to issue a writ of Mandamus or any other appropriate writ, Order or Direction a) Declaring the action/inaction of the Respondents in not handing over physical possession of the public toilet complexes situated (i) near Gandhi Park-Station Road and (ii) near Cloth Market-Sattenapalli Road, Narasaraopet, to the petitioner, in spite of the proceedings Roc. No. 147/2025/E 1, dated.03-01-2026, and the Memorandum of Agreement vide Agreement No. 155/2025-26, dated.09-01-2026 and despite expiry of the previous contractors term, as illegal, arbitrary, unreasonable, violative of Articles 14 and 19(1)(g) of the Constitution of India and contrary to the doctrine of legitimate expectation b) Consequently, direct the Respondents to forthwith hand over actual, vacant and peaceful physical possession of the aforesaid public toilet complexes/sites to the petitioner in terms of the proceedings dated.03-01- 2026 and the Memorandum of Agreement dated.09-01-2026 and permit the petitioner to undertake renovation, operation and maintenance as per the said agreement and to 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 pleased to direct the Respondents to forthwith hand over actual, vacant and peaceful physical possession of the two public toilet complexes i.e. Public toilet near Cloth Market, Sattenpalli Road, Narasaraopet & Public toilet Gandhi Park, Railway Station Road, Narasaraopet to the petitioner as well as to permit the petitioner to commence renovation, operation and maintenance of the said facilities in terms of Roc.No. 147/2025/E 1 dated. 03-01-2026 & the Memorandum of Agreement dated.09-01-2026 Pending disposal of the writ petition and to pass

Counsel for the Petitioner: RACHURI LAKSHMIKAR

Counsel for the Respondents: GP FOR REVENUE

Counsel for the Respondents: SIREESHA RANI VALLABHANENI SC For MUNICIPALITIES

Counsel for the Respondents: GP MUNCIPAL ADMN AND URBAN DEV AP

The Court made the following Order:

Sri Rachuri Lakshmikar, learned counsel for the petitioner seeks permission of the Court to withdraw the Writ Petition.

2. Permission is accorded.

3. Accordingly, the Writ Petition is dismissed as withdrawn. There shall be no order as to costs.

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

JUSTICE KIRANMAYEE MANDAVA

Dated: 29-09-2026
MSI

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 3459 OF 2026

Dated: 29-09-2026
MSI