APHC010527282026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3458]**
(Special Original Jurisdiction)

FRIDAY, THE 9th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 29119 OF 2026

Between:

1. SJHAIK HASMATH BEE, W/O SYED BASHA, AGED ABOUT 68 YEARS R/O D.NO. 17-390-B3-1, NVR STREET MOTHINAGAR, MADANAPALLE, ANNAMAYYA DISTRICT (ERSTWHILE CHITTOOR DISTRICT), ANDHRA PRADESH - 517325

2. SHAIK KHAJAPEER, S/O SHAIK SYED BASHA AGED ABOUT 47 YEARS, R/O D.NO. 17-390-B3-1, NVR STREET MOTHINAGAR, MADAN.APALLE, ANNAMAYYA DISTRICT (ERSTWHILE CHITTOOR DISTRICT), ANDHRA PRADESH - 517325

3. SHAIK MOHAMMED IQBAL, S/O SHAIK KHALEEL BASHA AGED ABOUT 40 YEARS R/O D.NO. 27-95/7, U B COMPOUND, PUNGANUR, ANNAMAYYA DISTRICT (ERSTWHILE CHITTOOR DISTRICT), ANDHRA PRADESH - 517325

4. SHAIK JAFFAR, S/O SHAIK MOHAMMED SHAREEF SAB AGED ABOUT 50 YEARS, R/O D.NO. 27-96A UBEDULLA COMPOUND, PUNGUNUR, ANNAMAYYA DISTRICT (ERSTWHILE CHITTOOR DISTRICT), ANDHRA PRADESH - 517325

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY TO GOVERNMENT MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT DEPARTMENT SECRETARIAT, VELAGAPUDI, AMARAVATI, ANDHRA PRADESH - 522237.

2. THE DISTRICT COLLECTOR, ANNAMAYYA DISTRICT, ANDHRA

PRADESH - 517247

3. THE PUNGANUR MUNICIPALITY, REP. BY ITS MUNICIPAL COMMISSIONER ANNAMAYYA DISTRICT, ANDHRA PRADESH - 517247

4. THE TAHSILDAR, PUNGANUR MANDAL, ANNAMAYYA DISTRICT ANDHRA PRADESH - 517247

5. SRI M BHASKARA REDDY, S/O. M. ERRAPPA REDDY D.NO.1-131, MANGALAM VILLAGE YETVAKILI POST, PUNGANUR MANDAL ANNAMAYYA DISTRICT, ANDHRA PRADESH -517247

6. SRI GADDAM NAGENDRA PRASAD, S/O LATE GADDAM VISHNU MOORTHY GALLA VALLA VOORU (GRAMAM) THADAKARA POST, TAVANAM PAILI MANDAL CHITTOOR DISTRICT, ANDHRA PRADESH

7. JANAB P FAIYAZ, S/O. P. NISAR AHAMED D.NO.27-99-4-1-1, UBEDULLA COMPOUND PUNGANURU - 517247, ANNAMAYYA DISTRICT ANDHRA PRADESH - 517 247

8. JANAB M D RAHAMTHULLA AMMU, S/O. M.D. MUSTAFA, EX. MUNICIPAL COUNCILLOR D.NO.27-99-4-1-2, UBEDULLA COMPOUND PUNGANURU - 517247, ANNAMAYYA DISTRICT ANDHRA PRADESH - 517 247

9. JANAB P S RIYAZ, S/O. P.S. AKBAR DOOR NO.27-99/5-5, UBEDULLA COMPOUND PUNGANURU, ANNAMAYYA DISTRICT ANDHRA PRADESH - 517 247

10. JANAB P NOORULLA, S/O. P. INAYATHULLA, DOOR NO.27-99/5-6, 6/1, UBEDULLA COMPOUND PUNGANURU, ANNAMAYYA DISTRICT ANDHRA PRADESH - 517 247

...RESPONDENT(S):

Counsel for the Petitioner(S):

1. LEO LAW ASSOCIATES LLP

Counsel for the Respondent(S):

1. GP FOR REVENUE

2. GP MUNCIPAL ADMN AND URBAN DEV AP

The Court made the following order:

Heard Sri Gadipudi Venkateswarlu, learned counsel appearing for the petitioners, learned Assistant Government Pleader for Municipal Administration and Urban Development appearing for respondent No.1 and Sri Gudapati Lakshmi Narayana, learned Standing Counsel for Municipalities appearing for respondent No.3. With the consent of both the learned counsel, the Writ Petition is disposed of at the stage of admission.

2. The grievance of the petitioners in the instant Writ Petition is against the action of the 3rd respondent in interfering with the possession and enjoyment of the subject property, admeasuring 18 cents, situated in Survey No.143-1 of Melupatla Village, Ubedulla Compound (Extension), Punganur Town, Annamayya District.

3. It is contended that the petitioners are the absolute owners of the subject property. However, respondent Nos.3 and 4 are interfering with the construction activities undertaken by the petitioners at the instance of the unofficial respondents Nos.5 to 10 and have threatened to demolish the existing structure.

4. It is further submitted that the petitioners have submitted a representation dated 15.09.2026 before the 3rd respondent, alleging that the unofficial respondent Nos.5 to 10 are unauthorisedly laying a road across the petitioner’s land. The said representation is pending for consideration.

5. Learned counsel for the petitioner submits that without considering the said representation and passing appropriate orders, the respondent authorities are interfering with the petitioners' construction activities and threatening to demolish the structure, despite the petitioner’s lawful possession and ownership of the subject property.

6. Today, when the matter is taken up for consideration, Sri Gudapati Lakshmi Narayana, learned Standing Counsel for Municipalities has placed before the Court a copy of the written instructions received from respondent No.3. A perusal of the same would reflect that the petitioners have not obtained any permission for undertaking construction over the subject property. It is further stated that respondent No.3 has not demolished any construction. It is further stated that, if the petitioners have undertaken any construction without obtaining the requisite permission, any action proposed against the petitioner in the said regard shall be in accordance with law.

7. Having regard to the above, this Court deems it appropriate to dispose of the Writ Petition with a direction to respondent No.3 to consider and pass appropriate orders on the representation dated 15.09.2026 submitted by the petitioners, after affording an opportunity of hearing to the petitioners and all concerned parties, within a period of two months from the date of receipt of a copy of this order.

8. It is needless to observe that the respondent authorities shall not interfere with the possession of the petitioners over the subject property without following due process of law.

9. Pending consideration of the representation dated 15.09.2026, the respondent authorities are directed not to take any coercive action against the petitioners. The petitioners are at liberty to submit their objections before the concerned authorities.

10. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

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

JUSTICE KIRANMAYEE MANDAVA

Date: 09.10.2026
BSK

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