APHC010560342026

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

FRIDAY, THE 16th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 30573 OF 2026

Between:

1. Shaik Saleem,, S/o. Peera, Aged 42 years, Occ Business/ Social Worker, R/o. Door No. 7-503, Islam Peta, Markapuram, Markapuram District-523316.

...Petitioner

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by Principal Secretary, Municipal Administration, And Urban Development Department, Secretariat Buildings, Velagapudi, Guntur District-522238.

2. The State Election Commission, For the State of Andhra Pradesh, Rep. by its Secretary, 1st Floor New HODs Building, Opp- Indira Gandhi Municipal Stadium, M G Road Vijayawada-520010.

3. The District Collector and District Election Authority, Markapuram District, Markapuram, Andhra Pradesh-523316.

4. The Commissioner and Director of Municipal Administration, (C and DMA), Government of Andhra Pradesh, Rayapudi, Guntur District, Andhra Pradesh-522237.

5. The Municipal Commissioner, And Assistant Electoral Registration Officer (AERO), Markapuram Municipality, Markapuram District, Andhra Pradesh-523316.

...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 an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondents in not reserving the Municipal Chairperson Post of the Markapuram Municipality to the Backward Community candidates as per the key notification dated12.10.2026, of the A.P. State Election Commission (SEC) is as arbitrary, illegal, unjust and un-constitutional and against the principles of natural justice and consequently directing the Respondents to conduct the elections to the Municipal Chairperson Post of Markapuram Municipality, Markapuram District, by reserving the said Municipality to the Backward Community candidates by following rotation system

IA NO: 1 OF 2026

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 direct the Respondents to change the reservation forthwith from General candidates to B.C., candidates for the post of Municipal Chairperson of Markapuram Municipality, Markapuram District and conduct the elections by following rotation system

Counsel for the Petitioner: G JAGADEESWAR

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

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 30573 OF 2026

The Court made the following Order:

Heard the learned counsel for the petitioner, learned Assistant Government Pleader for Municipal Administration and Urban Development and Sri N. Ashwani Kumar, learned Standing Counsel for the respondent No.2/APSEC.

2. The grievance of the petitioner in the instant Writ Petition is with regard to the action of the respondents in allocating the post of Municipal Chairperson of Markapuram Municipality to candidates belonging to the Backward Classes, pursuant to the key notification dated 12.10.2026 issued by the A.P. State Election Commission (SEC). The petitioner seeks a consequential direction to set aside the said allocation and to conduct the election to the post of Municipal Chairperson of Markapuram Municipality, Markapuram District, by reserving the said post for candidates belonging to the Backward Classes in accordance with the rotation system.

3. It is stated by the learned counsel for the respondents that the Municipal Election Notification has already been issued.

4. In view of the issuance of the Election Notification and having regard to the constitutional bar as envisaged in Article 243-ZG of the Constitution of India, the Writ Petition is dismissed as not maintainable and the petitioners are

at liberty to avail the remedies available under law. There shall be no order as to costs.

As a sequel, all pending miscellaneous applications shall stand closed.

JUSTICE KIRANMAYEE MANDAVA

Dated: 16-10-2026
MSI

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 30573 OF 2026

Dated: 16-10-2026
MSI