

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.2211 of 2016

Date:27.01.2016

Between:

Tamminaina Govindamma,
W/o Venkata Mohan Krishna Rao
and another.

..... Petitioners

And:

The State of A.P., repled by its Principal
Secretary, Municipal Administration
Department, Hyderabad and another.

.....Respondents

Counsel for the Petitioners: Mr. Mangena Sree Rama Rao

Counsel for Respondent No.1: GP for Municipal Admn. (AP)

The Court made the following:

ORDER:

This Writ Petition is filed for the following
substantive relief:

“.... to issue a Writ of Mandamus declaring
the action of respondent No.2 in threatening
to demolish the petitioners' house property
together with site bearing Door No.4-68-
27/1,2 (Assessment No.108008586) and
Door No.4-61-19, (Assessment
No.108007771) of 6th Ward, 4th Block, Indira
Nagar, Tadepalligudem Municipality, without
following due process of law i.e., without
acquiring their properties under the

Provisions of the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013, under the Provisions of A.P. Municipality Act, 1964 and Land Encroachment Act, 1905 as illegal and arbitrary and also in violative of Articles-14, 21 and 300-A of the Constitution of India and consequently, to direct respondent No.2 to drop the proposal for widening/laying of the road.”

At the hearing, Mr. Nimmagadda Venkateswarlu, learned Standing Counsel for Municipalities (Andhra Pradesh), appearing for respondent No.2, submitted that as per the instructions from his client, respondent No.2 has demolished only the steps of the building of petitioner No.1. He has, however, assured that no further structures will be demolished without following due process of law.

This submission of the learned Standing Counsel is placed on record and the Writ Petition is, accordingly, disposed of.

As a sequel to disposal of the Writ Petition, WPMP.No.2797 of 2016 shall stand disposed of as infructuous.

*JUSTICE C.V.NAGARJUNA
REDDY*

*27th January, 2016
DR*