

HON'BLE SRI JUSTICE S.V.BHATT

W.P.No.38015 OF 2016

ORDER:

The petitioner prays for the following relief:

“Writ of Mandamus declaring the action of respondents Nos.2 to 6 in not exercising power vested in them for removing encroachment and the unauthorised construction of the function hall “Chirla Tilak Reddy Varthaka Sangam Function Hall” constructed on the government land admeasuring 1016 sq. yards out of Ac.0.78 cents in Survey No.324/5 of Anaparthi village and Mandal, East Godavari District as illegal and consequently direct respondents 2 to 6 to act in accordance with law for removing the encroachment made by the 7<sup>th</sup> respondent on the government land admeasuring 1016 sq.yards out of Ac.0.78 cents in Survey No.324/5 of Anaparthi village and Mandal, East Godavari District..”

The petitioner states that a number of representations are already given and the 5<sup>th</sup> respondent is not moving in the matter and initiating action as required by law.

Mr.Chimalapati Ravi standing counsel for 5<sup>th</sup> respondent, on instructions, makes a statement that a show cause notice already issued against the encroachment and/or unauthorised construction if any to 7<sup>th</sup> respondent and will do needful within two months from today.

The statement is placed on record and the writ petition is disposed of directing 5<sup>th</sup> respondent to enquire into the show cause notice issued to 7<sup>th</sup> respondent in accordance with law and take a decision if circumstances warrant and implement the same within two months from today. This Court has not examined the merits of

the matter and it is further observed that before any action is taken, the 7<sup>th</sup> respondent is heard as required by law.

The writ petition is disposed of accordingly. No order as to costs.

Miscellaneous petitions pending if any shall stand closed.

S. V. BHATT, J

Date:07.11.2016  
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