

The Hon'ble Sri Justice C.V.Nagarjuna Reddy

Writ Petition No.1763 of 2016

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Date: 22.01.2016

Between:

K.Ashok and another

.. Petitioners

and

The State of Andhra Pradesh
rep. by its Principal Secretary
Hyderabad and another

.. Respondents

Counsel for the petitioner : Mrs.K.Leela

**Counsel for respondent No.1: GP for Municipal
Administration (AP)**

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The Court made the following:

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Order:

This Writ Petition is filed for a Mandamus to

declare the action of the respondents in issuing Notice, dated 08.01.2016, to demolish the residential house bearing Nos.22/246 and 22/246a in an extent of 145.20 square meters situated at Karvanpet, Old Ward No.15, New Ward No.22, Adoni Municipality, Adoni, Kurnool District, as illegal and arbitrary. The petitioners sought for a consequential direction to the respondents not to take any coercive steps without following the due process of law.

Mr.Md.Saleem, learned Standing Counsel for respondent No.2- Municipality, has fairly conceded that W.P.No.1684 of 2016, filed by similarly situated persons, was disposed of by this Court, on 21-02-2016, with certain directions. He has further submitted that the difference between the said case and the present case is that after issue of the impugned notice, dated 08-01-2016, the petitioners have not submitted any representation. The learned Counsel for the petitioners, however, submitted that after the markings were made on the petitioners' property, they have submitted a representation on 17-12-2015 and that the same may be treated as a reply to the impugned notice

as well.

In the above facts and circumstances of the case, this Writ Petition is disposed of in terms of Order, dated 21.01.2016, in WP.No.1684 of 2016, with the direction that the observations and directions contained therein shall form part of this order.

As a sequel to disposal of the Writ Petition, WPMP.No.2232 of 2016, filed by the petitioners for interim relief, is disposed of as infructuous.

(C.V.Nagarjuna Reddy, J)

Dt: 22nd January, 2016
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