APHC010059072025

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3330]**
(Special Original Jurisdiction)

THURSDAY, THE 5th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

CONTEMPT CASE NO: 331/2025

Between:

1. SHAIK PYARIJAN, W/O SHAIK FAKHRUDDIN, AGE 56 YEARS, HOUSE WIFE.R/O D.NO.3-116, BAZAAR STREET, GURRAMKONDA, ANNAMAYYA DISTRICT.
2. SHAIK FAKHRUDDIN,, S/O S.K. BASHA, AGE 59 YEARS. BUSINESS.R/O D.NO.3-116, BAZAAR STREET, GURRAMKONDA, ANNAMAYYA DISTRICT.
3. SHAIK MD.FAHDUDDIN,, S/O SHAIK FAKHRUDDIN, AGE 31 YEARS. BUSINESS.R/O D.NO.3-116, BAZAAR STREET, GURRAMKONDA, ANNAMAYYA DISTRICT.
4. MOHAMMED FAISALUDDIN, S/O SHAIK FAKHRUDDIN, AGE 29 YEARS. CULTIVATION R/O D.NO.3-116, BAZAAR STREET, GURRAMKONDA, ANNAMAYYA DISTRICT.

...PETITIONER(S)

AND

1. SHASHIBHUSHAN KUMAR IAS, PRINCIPAL SECRETARY, PANCHAYATH RAJ DEPARTMENT, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT.
2. SRI SRIDHAR CHAMAKURI I A S, THE DISTRICT COLLECTOR, ANNAMAYYA DISTRICT.
3. SRI C SREENIVASULU, THE TAHSILDHAR, GURRAMKONDA MANDAL.
4. SRI K SRIHARI, THE EXECUTIVE OFFICER, GURRAMKONDA

PANCHAYATH, P.S.GKD-1.

5. S BABJAN, S/O LATE S. NYAMATULLA, AGE 38 YEARS, ELECTRICIAN, R/O D.NO. 2-66, SANGASAMUDRAM, GURRAMKONDA MANDAL, ANNAMAYYA DISTRICT.

6. PENTAM SETTY RAVINDRA, S/O P.SATHYANARAYANA SETTY,AGE 61 YEARS. BUSINESS, R/O 3-19-2, SIRCARBAVI STREET, GURRAMKONDA, ANNAMAYYA DISTRICT.

7. PENTAMSETTY CHANDRASEKHAR, S/O P. SATHYANARAYANA SETTY, AGE 56 YEARS. BUSINESS, R/O 3-114, BAZAAR STREET, GURRAMKONDA, ANNAMAYYA DISTRICT.

8. NAKKA SURYANARAYANA, S/O N. VENKATRAMANA, AGE 62 YEARS. RETD. CPRI, R/O R/O 3-114-A, BAZAAR STREET, GURRAMKONDA, ANNAMAYYA DISTRICT

...CONTEMNOR(S):

Petition under Sections 10 to 12 of Contempt of Courts Act 1971 praying that in the circumstances stated in the affidavit file herein the High Court may be pleased to may be pleased to punish the Respondents under sections 10 to 12 of contempt of Court Act., for their willful disobedience of the order of this Hon'ble Court Dated 23.01.2025 passed in W.P.No. 1552 of 2025 and pass such

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 May be pleased to grant leave to the Petitioner/5th respondent herein to file counter in CC 331 of 2025 in the interest of justice and pass

IA NO: 2 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 May be pleased to grant leave to the Petitioner/ respondent No. 7 herein to file counter in CC 331 of 2025 in the interest of justice and pass

IA NO: 3 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

May be pleased to grant leave to the Petitioner/Respondent No 8 herein to file counter in CC 331 of 2025 in the interest of justice and pass

Counsel for the Petitioner(S):

1. JITENDRA KANYALUR

Counsel for the Contemnor(S):

1. POLOTHI ABHINAV KRISHNA YADAV
2. P N MURTHY
3. RAMA RAO KOCHIRI
4. SUSHMA YAGANTI
5. CH SRINIVAS
6. GHANTASALA UDAYA BHASKAR

The Court made the following:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

CONTEMPT CASE No.331 of 2025

ORDER:

The 4th respondent granted building permission to the 5th respondent *vide* impugned proceedings issued in D.Dis.No.21/2024-25, A2 dated 16.11.2024. The said proceedings were assailed in Writ Petition No.1552 of 2025 on the ground that the 5th respondent has constructed the wall violating the conditions stipulated in the building permission.

2. When the Writ Petition came up for admission, this Court, *vide* order dated 23.01.2025, directed the respondents not to proceed with any further construction of the compound wall.

3. Now, the present contempt case has been filed on the ground that the 5th respondent has constructed the wall. A compound wall means that the outer boundary wall of property, which is typically called a compound wall. Hence, prayed to punish the respondents under Sections 10 and 12 of the Contempt of Courts Act.

4. Learned counsel appearing for respective respondents submits that the petitioners had earlier filed W.P.No.29832 of 2024, wherein this Court had not granted any interim orders. As no interim orders were granted, petitioners subsequently filed W.P.No.1552 of 2025. Learned counsel further submits that owner of the property had instituted a suit for eviction, which was decreed, and an appeal is pending. Learned counsel further submits that, by the time of

granting interim order, the construction had already been completed. Therefore, the respondents, particularly unofficial respondents, have stated that they have not flouted the orders of this Court.

5. Learned counsel for the respondents further argued that the petitioner has failed to establish that the respondents have willfully and deliberately violated the orders of this Court and in order to harass the unofficial respondents, the petitioners filed the contempt case. Therefore, learned counsel prayed to dismiss the contempt case with costs.

6. Admittedly, it appears that there are *inter se* disputes between the petitioners and unofficial respondents. The Writ Petition has been filed circumventing the remedies available under law. The dispute relates to easement rights between the petitioners and unofficial respondents and civil disputes are pending between petitioners and unofficial respondents. According to arguments of the learned counsel for respondents, prior to filing of writ petition, respondent No.5 completed the construction. Disputed facts are involved. Therefore, respondents have not flouted any orders of this Court willfully or intentionally.

7. In view of the same, the present Contempt Case is closed. There shall be no order as to costs.

Consequently, interlocutory applications, pending in the contempt case shall stand closed.

JUSTICE TARLADA RAJASEKHAR RAO

Date: 05.11.2026
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