HC010561772026

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

Tuesday, the 27th day of October, 2026

Present

The Honourable Ms. Justice B. S. Bhanumathi

Writ Petition No.31036 of 2026

Between:

1. Vallepali Ramesh, S/o. V.Eshwariah, aged about 39 years, occupation: Lorry Driver, R/o.D.No.5-130, old D.No.6-14, Ramakrishnapuram village, Guruvarajupalli panchayat, Renigunta mandal, Tirupati district, Andhra Pradesh.

... Petitioner

and

1. The State of Andhra Pradesh, represented by its Principal Secretary, Revenue department, secretariat buildings, Velagapudi, Amaravathi, Guntur district, Andhra Pradesh, 522238.

2. The District Collector, Tirupathi, Tirupathi district, 517503.

3. The Superintendent of Police, Tirupathi, Tirupathi district, 517501.

4. The District Panchayat Officer, O/o. District Panchayat Officer, Collectorate, Tirupati, Tirupati District, Andhra Pradesh, 517503.

5. The Tahsildar, Renigunta, Renigunta mandal, Tirupati district, Andhra Pradesh, 517520.

6. The Station House Officer, Renigunta Police Station, Renigunta town and mandal, Tirupathi district, 517520.

7. The Village Revenue Officer, Ramakrishnapuram village, Guruvarajupalli panchayat, Renigunta mandal, Tirupati district, Andhra Pradesh, 517520.

8. The Guruvarajupalli Panchayat, represented by its Panchayath Secretary, Ramakrishnapuram village, Guruvarajupalli Panchayat, Renigunta mandal, Tirupati district, Andhra Pradesh, 517520.

9. Vallepalli Kalappa, S/o. Vallepalli Subbaiah, aged about 42 years, occupation: Business, D.No.5-48/2, Ramakrishnapuram village, Renigunta mandal, Tirupathi district, Andhra Pradesh, 517520.

10. Vallepalli Subbarayulu, S/o. V.Subbaiah, aged about major, occupation: Real Estate Business, R/o.D.No.6-15, Ramakrishnapuram village, Renigunta mandal, Tirupathi district, Andhra Pradesh, 517520.

... Respondents

Counsel for the petitioner:

V. Nitesh

Counsel for the respondents:

1.Government Pleader for Panchayat Raj and Rural Development

2.Government Pleader for Home

3.Government Pleader for Revenue

The Court made the following Order:

This writ petition is filed under Article 226 of the Constitution of India for declaring the action of the respondents, particularly the action of the respondents Nos.5 to 8 herein, in interfering with the peaceful possession and enjoyment of petitioner's house bearing D.No.5-130, old D.No.6-14 with assessment No.197653000119 and assessment D.No.3-26 (old assessment No.426) of Ramakrishna-puram village, Kothapalem revenue village, Guruvarajupalli panchayat, Renigunta mandal and trying to demolish the house at the instance of the respondents Nos.9 and 10 herein and without issuing any prior notice or without following due process of law as illegal, unfair, unjust, unreasonable against the principles of natural justice, including *audi alteram partem,* and also violation of fundamental rights enshrined under Articles 14, 19, 21 and Article 300-A of Constitution of India and consequently directing the respondents herein not to interfere with the possession and enjoyment of the petitioner's subject house and also not to demolish the same except in accordance with law and to pass such other order or orders which this Court deems fit in the interest of justice.

02. The case of the petitioner, stated briefly, is as follows:

(a) The petitioner constructed the subject house. Previously his parents and now he has been residing therein with the family for the past 30 years. The petitioner has been regularly paying tax to the respondent No.8 in respect of the subject house. There is an electricity service connection No.5535100006255 in the name of the father of the petitioner provided to the subject house. The petitioner

and his family members have been using the existing passage in front of their house for ingress and egress for the past more than 30 years.

(b)The neighbours / the respondents Nos.9 and 10, without having any right or title over the passage are illegally trying to grab the property of the petitioner by hook or crook and started creating problems and quarrelling with the petitioner for no reason. There was a tree infront of the house of the petitioner. When the respondents Nos.9 and 10 tried to cut the tree, the petitioner objected. Then, they brutally hit the petitioner. The petitioner lodged a complaint with the police vide crime No.259/2021. The case was taken on file as C.C. No.3136 of 2021. The case is pending for adjudication.

(c) Still the unofficial respondents are interfering with the enjoyment of the property of the petitioner by influencing the official respondents through Mr. Muni Krishna. The police and the revenue staff demolished the compound wall of the petitioner in front of his house on 05.10.2026 after sunset using a JCB, without issuing any notice. When the petitioner resisted them, they attacked the petitioner and his family members. The petitioner is taking all necessary legal steps against them for their illegal actions.

(d) The petitioner received a notice on 26.12.2025 from the respondent No.8 for removal of the tree infront of the house of the petitioner. It was issued at the behest of the un-official respondents. In order to maintain peace, the petitioner got removed the tree pursuant to the notice. On 16.06.2023, the petitioner submitted an application under the R.T.I. Act to the respondent No.8 seeking particulars such as village map, road / street plan and the relevant record, but till date no information has been provided. The subject passage is the only way for

the petitioner for ingress and egress. Since the respondents are trying to demolition the house of the petitioner as well, due to their high handed actions, this writ petition was filed.

6. The learned Assistant Government Pleader representing Government Pleader for Revenue placed on record and copy of the written instructions of the respondent No.5 dated 16.10.2026, wherein it is stated :

> "The preliminary enquiry revealed that there are differences between the petitioner and the un-official respondents and that the subject matter relates to the Gram Panchayat concerned, due to which the respondent No.8 issued notice for enquiry on the matter."

7. The learned standing counsel for Gram Panchayat placed on record a copy of written instructions of the respondent No.8 date 24.10.2026 disputing the allegation of interference and demolition of the compound wall. It is also mentioned that the complaint of the petitioner dated 05.10.2026 to the Station House Officer, Renigunta Police Station does not disclose any allegation of demolition of the compound wall. Further, it is stated that the Gram Panchayat issued a notice dated 26.12.2025 for removal of the tree situated in the government path way and the petitioner also admitted that the direction in the notice for removal of the tree had been complied by removing it. Therefore, the respondent No.8 stated that there is no interference with the petitioner's possession of the subject house.

8. In view of the above instructions, the learned counsel for the petitioner requested to dispose of the writ petition recording the written instructions as part of the order, with a direction to follow due process of law in case any action is proposed against the subject house.

9. Considering the written instructions and the submissions of the learned counsel for the petitioner, in the light of the allegations in the affidavit of the writ petition, the writ petition is disposed of recording the above written instructions as part of the order and directing the respondents Nos.1 to 8 not to interfere with the possession of the petitioner over the subject house without following due process of law.

There shall be no order as to costs.

Consequently, miscellaneous petitions, if any, pending in this writ petition shall stand closed.

JUSTICE B. S. BHANUMATHI

Date: 27.10.2026

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THE HONOURABLE MS JUSTICE B.S.BHANUMATHI

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