APHC010585222026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3331]**
(Special Original Jurisdiction)

WEDNESDAY, THE 4th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 32097/2026

Between:

1. SATTI GOVINDAREDDY,, S/O. GANGIREDDY, AGED ABOUT 50 YEARS, R/O. D.NO.13-121, GANGAMMA VEEDHI, KOTTURU, ANAPARTHI MANDAL, EAST GODAVARI DISTRICT, ANDHRA PRADESH-533342

2. SATTI ADILAKSHMI,, W/O. LATE SATTI SATTIREDDY, AGED ABOUT 41 YEARS, R/O. 6TH FLOOR, SRI SATTI SATTIREDDY PLAZA, GANDHI VEEDHI, BESIDE ANDHRA BANK, ANAPATHY, EAST GODAVARI DISTRICT-533342

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, DEPARTMENT OF REVENUE, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI-522503

2. THE DISTRICT COLLECTOR, EAST GODAVARI DISTRICT AT RAJAMAHENDRAVARAM-533125.

3. THE JOINT COLLECTOR, EAST GODAVARI DISTRICT AT RAJAMAHENDRAVARAM-533125.

4. THE REVENUE DIVISIONAL OFFICER, RAJAMAHENDRAVARAM, EAST GODAVARI DISTRICT-533125.

5. THE TAHSILDAR, ANAPARTHI, EAST GODAVARI DISTRICT-533342

...RESPONDENT(S):

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased tomay be pleased to issue an order or orders or direction or a writ one in the nature of Writ of Mandamus declaring the action of the respondents more particularly respondent No.5 in taking steps to dispossess the petitioners from the subject property on the basis of the notice under Section 7 of the A.P. Land Encroachment Act, 1905, vide Ref. No. (B)/261/2026, dt. 09.10.2026, without issuing final notice as required to be issued under Section 6 of the A.P. Land Encroachment Act, 1905, as illegal, arbitrary and in violation of provisions of A.P. Land Encroachment Act and consequently direct the respondents more particularly respondent No.5 not to interfere and dispossess the petitioners from the land to an extent of Ac.2.35 cents in respect of petitioner No.1 and to an extent of Ac.2.35 cents in respect of petitioner No.2, totally an extent of Ac.4.70 cents situated in Survey No. 416 of Anaparthi Village and Mandal, East Godavari District and pass such

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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 direct the respondents more particularly respondent No.5 not to dispossess the petitioners from the land to an extent of Ac.2.35 cents in respect of petitioner No.1 and to an extent of Ac.2.35 cents in respect of petitioner No.2, totally an extent of Ac.4.70 cents situated in Survey No. 416 of Anaparthi Village and Mandal, East Godavari District pursuant to the notice bearing Ref. No. (B)/261/2026, dated 09.10.2026, pending consideration of the explanation submitted by the petitioners on 14.10.2026 and without following the procedure prescribed under the law, pending disposal of the main writ petition and pass such

Counsel for the Petitioner(S):

1. SHAIK MOHAMMED ISMAIL

Counsel for the Respondent(S):

1. GP FOR REVENUE

The Court made the following:

::ORDER::

Heard Ms. B.V.R. Harshitha, representing Sri Shaik Mohammed Ismail, learned counsel for the petitioners and Sri G. Divya Teja, learned Assistant Government Pleader for Revenue, appearing for the respondents.

2. Assailing the action of the 5th respondent in attempting to dispossess the petitioners from the subject property, the above Writ Petition is filed.

3. Learned counsel for the petitioners would submit that the 1st petitioner purchased Ac.2.35 cents in Sy.No.416-V of Anaparthi Village, under a registered Document No.4389 of 2018, dated 24.09.2018. The 2nd petitioner's husband purchased Ac.2.35 cents in Sy.No.416-V of Anaparthi Village, under a registered Document No.4388 of 2018, dated 24.09.2018. Since then, the petitioners have been in possession and enjoyment of the said property. The Authorities have also updated the Record of Rights.

4. Be that as it may, the 5th respondent issued notice, vide Ref.(B)/261/2026, dated 09.10.2026 (Ex.P1), under Section 7 of the Andhra Pradesh Land Encroachment Act, 1905, pointing out alleged encroachment. Thereafter, the petitioners submitted an explanation dated 14.10.2026 (Ex.P2). However, without considering the explanation submitted by the petitioners, the 5th respondent is attempting to dispossess the petitioners of the lands mentioned in the notice (Ex.P1).

5. Sri G. Divya Teja, learned Assistant Government Pleader for Revenue, on instructions, submits that the 5th respondent would consider the explanation submitted by the petitioners by affording an opportunity of hearing to the petitioners and pass a reasoned order.

6. Given the facts and circumstances of the case, keeping the Writ Petition pending and inviting a counter will not serve any purpose. Hence, the

Writ Petition is disposed of at the admission stage, with the consent of learned counsel on either side, by directing the 5th respondent to conduct an enquiry by affording an opportunity of hearing to the petitioners; considering the explanation (Ex.P2) submitted by the petitioners. Pass a reasoned order and communicate the same to the petitioners. Till a reasoned order is passed, the 5th respondent shall not take any coercive action vis-à-vis the extent mentioned in the notice, dated 09.10.2026 (Ex.P1). No order as to costs.

As a sequel, pending miscellaneous petitions, if any, shall stand closed.

JUSTICE SUBBA REDDY SATTI

Date: 04.11.2026
MJA

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THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

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Date: 04.11.2026
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