APHC010593432026

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

THURSDAY, THE 5th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 32497 OF 2026

Between:

1. SREENIVAS CHOWDARY THOGA, Sio. Malakondaiah Thoganti, Age 51 years, Rio. 22-2-32/10, Sai Nagar 1st Line Kandukur, Prakasam District, Andhra Pradesh.

...PETITIONER

AND

1. THE ANDHRA PRADESH STATE ELECTION COMMISSION, , Represented by its Secretary, 1st Floor, New HODs Building, M.G. Road, Vijayawada, Andhra Pradesh .520010

2. The District Collector District Election Authority, Prakasam District, Ongloe, A.P

3. The District Electoral Registration Officer, Prakasam District, Ongloe, A.P

4. The Returning Officer, Kandukur Municipality, Kandukur Prakasam District, A.P

5. The Commissioner, Kandukur Municipality, Kandukur Prakasam District, A.P

6. The Commissioner Director, Municipal Administration, State of Andhra Pradesh, Vijaywada, Krishna District.

7. The State of Andhra Pradesh, Rep. by Principal Secretary to Government, Municipal Administration Urban Development, Secretariat Building, Velagapudi, Guntur, A.P.

...RESPONDENTs

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 to grant appropriate relief more particularly, a Writ of Mandamus under Article 226 of the Constitution of India, declaring the action of the Respondents not including the name of the Petitioner in the voters list of Kandukur Municipality in pursuance of transferring/shifting the vote of the Petitioner from Ongole Assembly Constituency to Kandukur Assembly Constituency by the Chief Electoral Officer, State of A.P., as highly arbitrary, illegal, discriminatory, malafide, unconstitutional, violating Articles 14, 19 and 21 of the Constitution of India and issue consequential directions, directing the Respondents to forthwith include the name of the Petitioner in the voters sit of Kandukur Municipality, Prakasam District, to enable the Petitioner not only to cast his vote in the Kandukur Municipal elections but also to contest in the elections and pass

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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 to direct the Respondents to forthwith include the name of the Petitioner in the voters' list of Kandukur Municipality in pursuance of the transferring/shifting the vote of the Petitioner from Ongole Assembly Constituency to Kandukur Assembly Constituency, by the Chief Electoral Officer, State of A.P., to enable the Petitioner not only to cast his vote in the Kandukur Municipal elections but also contest in the elections, pending disposal of the writ petition

Counsel for the Petitioner: P V KRISHNAIAH

Counsel for the Respondents: GP MUNCIPAL ADMN AND URBAN DEV AP

The Court made the following Order:

Heard Sri P. V. Krishnaiah, learned counsel for the petitioner, Sri Ajay Kumar Kanaparthi, learned counsel representing Sri N. Ashwani Kumar, learned Standing Counsel for the respondent Nos.1 & 2/SEC.

2. The petitioner prays for a direction to the respondents to forthwith include his name in the voters list of Kandukur Municipality to enable him to participate in the ensuing elections to the Municipality.

3. Learned counsel for the petitioner submits that the petitioner had shifted his residence from Ongole to Kandukur. After shifting his residence, the petitioner made an application in Form-VIII seeking transfer/transposition. The same was processed. The petitioner had made a representation to the respondent No.1 on 24-10-2026 requesting transfer of his vote from Ongole Assembly Constituency to Kandukur Assembly Constituency. The State Election Commission had forwarded the said representation to the Chief Electoral Officer for passing appropriate orders, as no orders pursuant to the proceedings of the State Election Officer are passed, the petitioner approached this Court by way of present Writ Petition.

4. Learned counsel for the petitioner further contends that the petitioner is intending to contest in the ensuing elections for the Municipality, therefore he had approached the authorities in time seeking transfer/transposition, thus

prays for expeditious consideration of his request for transposition in the electoral roll of Kadiri Municipality. Thus filed the instant Writ Petition.

5. Having regard to the contentions advanced and having regard to the application in Form-VIII filed by the petitioner, and the EPIC card, further in the light of the proviso to Section 11 of the AP Municipalities Act, and RP Act, this Court deems it appropriate to dispose of the Writ Petition with a direction to the respondent No.1 – SEC to pass appropriate orders on the application of the petitioner dated 24-10-2026, to publish the name of the petitioner in the electoral roll as expeditiously as possible before issuance of the notification for conducting of Elections to the subject Municipality.

6. With the above observation, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel, all pending miscellaneous applications shall stand closed.

JUSTICE KIRANMAYEE MANDAVA

Dated: 05-11-2026
MSI

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 32497 OF 2026

Dated: 05-11-2026
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