APHC010597902026

IN THE HIGH COURT OF ANDHRA PRADESH

AT AMARAVATI
(Special Original Jurisdiction)

[0]

TUESDAY, THE 10th DAY OF NOVEMBER 2026

PRESENT

WRIT PETITION NO: 32722/2026

Between:

1. TALLAPANENI CHENCHU NAIDU, S/O. T. KOTAIAH, AGED ABOUT 58 YEARS, OCC BUSINESS, R/O. D NO. 12-4-17/1, OLD BANK STREET. REVENUE WARD NO-11, KANDUKUR MANDAL, PRAKASAM DISTRICT, ANDHRA PRADESH-523105.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, PANCHAYAT RAJ AND RURAL DEVELOPMENT DEPARTMENT, SECRETARIAT BUILDING, VELAGAPUDI, AMARAVATI, ANDHRA PRADESH- 522238.
2. THE STATE ELECTION COMMISSION, ANDHRA PRADESH, REP. BY ITS STATE ELECTION COMMISSIONER, 1ST FLOOR, NEW HODS BUILDING, M.G. ROAD, VIJAYAWADA, ANDHRA PRADESH- 520010.
3. THE COMMISSIONER AND DIRECTOR OF MUNICIPAL ADMINISTRATION, ANDHRA PRADESH, RAYAPUDI, THULLURU MANDAL, GUNTUR DISTRICT, AP-522237.
4. THE DISTRICT COLLECTOR, PRAKASAM DISTRICT, ANDHRA PRADESH-523001.
5. THE MUNICIPAL COMMISSIONER, KANDUKUR MUNICIPALITY, PRAKASAM DISTRICT, ANDHRA PRADESH-523105.
6. THE ELECTORAL REGISTRATION OFFICER, 109- KANDUKUR ASSEMBLY CONSTITUENCY, PRAKASAM DISTRICT, ANDHRA PRADESH-523105.
7. THE RETURNING OFFICER / ELECTION OFFICER, KANDUKUR MUNICIPALITY, PRAKASAM DISTRICT, ANDHRA PRADESH-523105.

...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 to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondents, particularly Respondent Nos. 2 to 7, in not including and incorporating the name of the Petitioner, bearing EPIC No. YDR2125425, in the Electoral Roll of Kandukur Municipality, Prakasam District, by treating 02.11.2026 as the cut-off date, despite the statutory mandate contained in the proviso to Section 11(1) of the Andhra Pradesh Municipalities Act, 1965, read with Section 21 and 23 of the Representation of the People Act, 1950, as illegal, arbitrary,jjnjust and contrary to law, and in violation of Articles 14 and 19 of the Constitution of India, and consequently direct the Respondents to forthwith incorporate and reflect the name of the Petitioner to participate in the ensuing Municipal Elections of Kandukur Municipality, Prakasam District, by considering the Petitioner Electoral Registration particulars bearing EPIC No. YDR2125425, pertaining to Assembly Constituency No. 109- Kandukur and Part No. 136- Kandukur Municipality, and pass

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 pleased to direct the Respondents to permit the Petitioner to participate in the ensuing municipal elections of Kandukur Municipality, Prakasam District, by considering the petitioner electoral registration particulars bearing EPIC No. YDR2125425, pertaining to Assembly Constituency No. 109 KandukurKandukur and Part No. 136 Municipality, Pending disposal of the above Writ Petition, 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 pleased to direct the Respondents, particularly Respondent Nos. 2 to 7, to forthwith incorporate and reflect the name of the Petitioner in the Electoral Roll of Kandukur Municipality, Prakasam District, by considering the Petitioner's Electoral Registration particulars bearing EPIC No. YDR2125425, pertaining to Assembly Constituency No. 109- Kandukur and Part No. 136- Kandukur Municipality, Pending disposal of the above Writ Petition, and pass

Counsel for the Petitioner:

1. GAJJALA MALLIKARJUNA REDDY

Counsel for the Respondent(S):

1. GP FOR PANCHAYAT RAJ RURAL DEV
2. GP FOR REVENUE
3. GP MUNCIPAL ADMN AND URBAN DEV AP

The Court made the following:

ORDER:-

Heard Sri Gajjala Mallikarjuna Reddy, learned counsel for the petitioner, Sri N.Ashwani Kumar, learned Standing Counsel appearing for the respondent No.2 and learned Government Pleader for Panchayat Raj and Rural Development appearing for the respondent No.1.

2. The grievance of the petitioner in the instant writ petition is against the action of the respondent Nos.2 to 7, in not including and incorporating the name of the petitioner, in the Electoral Roll of Kandukur Municipality, Prakasam District.

3. The petitioner contends that he has submitted an application for enrolment as a voter of Kandukur Municipality. The same was processed and the EPIC card was also generated, bearing EPIC No.YDR2125425 duly reflecting the name of the petitioner in Kandukur Assembly Constituency. In light of the same, the petitioner seeks a direction under the provisions of Section 11 of the Andhra Pradesh Municipalities Act, 1965, to include his name in the electoral roll of Kandukur Municipality, Prakasam District, in the ensuing elections that would be conducted for the office of Chairperson and Ward Members of the Municipality.

4. Having regard to the EPIC card issued/generated in the case of the of the petitioner, in light of the provisions of Section 11 of the Andhra Pradesh Municipalities Act, 1965 and the Circulars/Orders of the SEC

dated 14.10.2026, this Court deems it appropriate to dispose of the writ petition, directing the respondent Nos.2 and 6, while publishing the Photo Electoral Roll of the subject Municipality for the ensuing elections, due consideration shall be given to the provisions of Section 11 of the Andhra Pradesh Municipalities Act, 1965 and the Circular dated 14.10.2026, issued by the SEC, so as to reflect the name of the petitioner in the Photo Electoral Roll that would be issued by the SEC for conducting elections to the office of Chairman and Ward Members of the subject Municipality.

5. With the above direction, the writ petition is disposed of. There shall be no order as to costs.

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

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JUSTICE KIRANMAYEE MANDAVA

Dated:10.11.2026

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THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO:32722 of 2026

Dated: 10.11.2026
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