APHC010597952026

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

WEDNESDAY, THE 11th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NOs: 32728 & 32732 OF 2026

WRIT PETITION NO: 32728 OF 2026

Between:

1. PUCHAKATLA SRINIVASULU, S/o. Vemaiah, Aged about 41 years, Occ. Farmer, Rio. H.No.27-10-328/7, FCI Colony Highway Road, Rayapu Palem, Nellore City, SPSR Nellore District 524002.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, Rep., by its Principal Secretary, Municipal Admistration and Unrban Development Department, Secretariat buildings, Velagapudi, Guntur District-522238.

2. The Nellore Municipal Corporation, Rep., its Comissioner, Nellore, SPSR Nellore District-524001.

...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 issue a writ, order, or direction, particularly one in the nature of a Writ of Mandamus, declaring the action of the respondents in threatening to dispossess the petitioner from the property admeasuring 16 Ankanams and 48 square feet, bearing House No. 27-10-328/7, situated at FCI Colony Highway

Road, Rayapu Palem, Nellore City, SPSR Nellore District, assessed under Property Tax Assessment No. 1031142245 and interfering with the petitioners' peaceful possession and enjoyment of the said property with an intention to demolish the existing structure thereon, without prior notice and without following the procedure established by law, as illegal, arbitrary and violative of Articles 14 and 300-A of the Constitution of India and consequently, direct the respondents not to interfere with the petitioner's peaceful possession and enjoyment of the aforesaid property, except by strictly following due process of law

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 direct the respondents not to dispossess the petitioner from the property admeasuring 16 Ankanams and 48 square feet, bearing House No. 27- 10-328/7, situated at FCI Colony Highway Road, Rayapu Palem, Nellore City, SPSR Nellore District, except in accordance with due process of law, pending disposal of the above writ petition

Counsel for the Petitioner: Y V S S DHARANEESH

Counsel for the Respondents: GP FOR MUNCIPAL ADMN URBAN DEV

WRIT PETITION NO: 32732 OF 2026

Between:

1. SHAIK KHAJA MASTAN, S/o. Khalesha Aged about 51 years, Occ. Govt. Teacher, R/o. H.No.27-10-328/10, FCI Colony, Rayapu Palem, Ward-27 III, Nellore City, SPSR Nellore District-524002.

2. Shaik Amarin,, W/o. Khaja Mastan, Aged about 48 years, Occ. Housewife, Rio. H.No.27-10-328/10, FCI Colony, Rayapu Palem, Ward-27 III, Nellore City, SPSR Nellore District-524002.

...PETITIONERs

AND

1. THE STATE OF ANDHRA PRADESH, Rep., by its Principal Secretary, Municipal Admistration and Urban Development Department, Secretariat buildings, Velagapudi, Guntur District-522238.

2. The Nellore Municipal Corporation, Rep., its Comissioner, Nellore, SPSR Nellore District-524001.

...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 issue a writ, order, or direction, particularly one in the nature of a Writ of Mandamus, declaring the action of the respondents in threatening to dispossess the petitioners from the property admeasuring 33 Ankanams and 24 Square Feet, bearing House No.27-10-328/10, situated at FCI Colony, Rayapu Palem, Ward No.27-III, Nellore City, SPSR Nellore District and interfering with the petitioners' peaceful possession and enjoyment of the said property with an intention to demolish the existing structure thereon, without prior notice and without following the procedure established by law, as illegal, arbitrary and violative of Articles 14 and 300-A of the Constitution of India and consequently, direct the respondents not to interfere with the petitioner's peaceful possession and enjoyment of the aforesaid property, except by strictly following due process of law

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 direct the respondents not to dispossess the petitioners from the property admeasuring 33 Ankanams and 24 square feet, bearing House No.27-10-328/10, situated at FCI Colony, Rayapu Palem, Ward-27 — Ill, Nellore City,

SPSR Nellore District, except in accordance with due process of law, pending disposal of the above writ petition.

Counsel for the Petitioners: Y V S S DHARANEESH

Counsel for the Respondents: GP FOR MUNCIPAL ADMN URBAN DEV

The Court made the following Common Order:

Heard Sri Y.V.S.S. Dharaneesh, learned counsel for the petitioners, learned Assistant Government Pleader for Municipal Administration and Urban Development and Sri Naga Praveen Vankayalapati, learned Standing Counsel for the respondent No.2.

2. The grievance of the petitioners in the instant Writ Petitions is against the action of the respondents in interfering with the peaceful possession and enjoyment of the subject property of the 1st petitioner admeasuring 16 Ankanams and 48 Sq.Ft, bearing House No.27-10-328/7, situated at FCI Colony, Highway Road, Rayapu Palem, Nellore City, SPSR Nellore District, and the property belonging to the 2nd petitioner admeasuring 33 Ankanams and 24 Sq.Ft, bearing House No.27-10-328/10, situated at FCI Colony, Rayapu Palem, Ward No.27-III, Nellore City, SPSR Nellore District.

3. The petitioners contend that the respondent No.2 authorities have been frequently threatening the petitioners to vacate the subject property without following due process of law.

4. Having regard to the contentions advanced, this Court deems it appropriate to dispose of the Writ Petitions directing the respondent Corporation to follow the due process of law, if any proposal for dispossession

is made against the petitioners, the same shall be by following the due procedure under law. There shall be no order as to costs.

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

JUSTICE KIRANMAYEE MANDAVA

Dated: 11-11-2026

Note: Issue CC by 12-11-2026
B/o.
MSI

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NOs: 32728 & 32732 OF 2026

Dated: 11-11-2026

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