APHC010600952026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3458]**
(Special Original Jurisdiction)

THURSDAY, THE 12th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 32868 OF 2026

Between:

1. SHAIK ABDUL KHADAR, S/O SHAIK MOHAMMAD SARWAR, AGED ABOUT 74 YEARS, OCC BUSINESS, RESIDENT OF D.NO.2-4-8/3, MOLLAVARI STREET, PONNUR TOWN AND MANDAL, GUNTUR DISTRICT 522002

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (MAUD) DEPARTMENT, SECRETARIAT BUILDINGS, AMARAVATI. 522020
2. THE PONNUR MUNICIPALITY, REP. BY ITS COMMISSIONER, PONNUR, GUNTUR DISTRICT. 522002
3. ALLAM SATYANARAYANA, S/O ALLAM RAMAIAH, AGED ABOUT 63 YEARS, OCC RETIRED EMPLOYEE, RESIDENT OF D.NO.7-5-19, LECTURERS COLONY, GANGANAMMAPET, TENALI, GUNTUR DISTRICT. 522002
4. SHAIK BAJI, S/O SK. GAFFAR, AGED ABOUT 48 YEARS, OCC BUSINESS, RESIDENT OF BABU FERTILIZERS, NEAR VEGETABLE MARKET, GBC ROAD, PONNUR TOWN AND MANDAL, GUNTUR DISTRICT. 522002
5. THE STATION HOUSE OFFICER, PONNUR TOWN POLICE STATION, GUNTUR DISTRICT 522002

...RESPONDENT(S):

Counsel for the Petitioner:

1. VUTUPALLI RAJANNA

Counsel for the Respondent(S):

1. GP FOR HOME
2. GP MUNCIPAL ADMN AND URBAN DEV AP

The Court made the following Order:

Heard Sri Vutupalli Rajanna, learned counsel for the petitioner, learned Assistant Government Pleader for Municipal Administration & Urban Development and Ms. Sireesha Rani Vallabhaneni, learned Standing Counsel for Municipalities appearing for the respondents.

2. The grievance of the petitioner in the instant Writ Petition is against the action of the 2nd respondent in trying to dispossess the petitioner from the property admeasuring Ac.0.04 cents in Sy.No.396/1A, situated in 2nd Block, Ponnur Village and Municipality, Guntur District, on the premise that the subject property belongs to Hindu Temple Devasthanams or Muslim Waqf institutions and as the same has been included in the list of Prohibited Properties under Section 22-A(1)(c) of the Registration Act, 1908.

3. Today, when the matter is taken up for consideration, Ms. Sireesha Rani Vallabhaneni, learned Standing Counsel for Municipalities has placed before this Court a copy of the written instructions dated 11.11.2026, received by her from the 2nd respondent, and the same is taken on record. A perusal of the same reflects that the 2nd respondent has no knowledge of the pendency of the suit in O.S.No.173 of 2023 on the file of the Court of the Principal Junior Civil Judge, Ponnur, Guntur District, between the petitioner and respondent Nos.3 & 4. It is further stated that the subject site is enclosed by a compound

wall on all four sides and that both the gates have been locked. It is also stated that it is not within the knowledge of the 2nd respondent of the alleged tree cutting that had been undertaken nor is their office involved in the alleged cutting of tress to evict of the petitioner from the subject property as averred by the petitioner.

4. Having regard to the above, the grievance of the petitioner, insofar as it relates to the alleged interference by the 2nd respondent, appears to be misconceived.

5. Learned counsel for the petitioner disputes the contents of the written instructions placed before this Court and contends that, at the behest of the unofficial respondents, the 2nd respondent is interfering with the petitioner's possession and enjoyment of the subject property.

6. In view of the foregoing, the Writ Petition is disposed of, no further adjudication into the relief sought by the petitioner is called for. It is needless to observe that the respondent Municipality shall not interfere with the petitioner's possession of the subject property without following due process of law. There shall be no order as to costs.

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

JUSTICE KIRANMAYEE MANDAVA

Dated: 12.11.2026
BSK

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THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

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Dated: 12.11.2026
BSK