

**HON'BLE SRI JUSTICE L.NARASIMHA REDDY**  
**WRIT PETITION No. 12070 of 2007**

**Dated 29<sup>th</sup> June 2007**

Between:

Konathala Parvathamma

...Petitioner

and

The Divisional Engineer, R&B,  
Visakhapatnam & others

...Respondents

**HON'BLE SRI JUSTICE L.NARASIMHA REDDY**  
**WRIT PETITION No. 12070 of 2007**

**ORDER:**

The petitioner claims to be the owner of property in Door No.1-2 of Ramalayam Veedhi of Vadrapally village, Munagapaka Mandal in Visakhapatnam District, abutting an R&B road, from Munagapaka to Nagavaram. Her grievance is that the respondents are taking steps to widen the road, affecting her property, without initiating proceedings under the Land Acquisition Act, or paying compensation.

Heard the learned counsel for the petitioner and learned Government Pleader for R&B.

The petitioner had filed copies of tax receipts, in respect of the house owned by her. In case, the respondents intend to widen the existing road, and any portion of the petitioner property is needed for that purpose, they have to initiate proceedings under the Land

Acquisition Act, or obtain consent of the petitioner, by paying compensation, or by providing alternative site. Without having recourse to any of these steps, they cannot utilize the property of the petitioner, for the purpose of widening of the road.

The writ petition is disposed of, directing that the respondents shall not utilise the property of the petitioner, either in part, or in its entirety, except by following the procedure prescribed by law and by paying compensation. There shall be no order as to costs.

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**29<sup>th</sup> June 2007**

**Note:** Issue C.C. in three days.  
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