



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

MONDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 15245 OF 2025

Between:

Gundam Venkata Reddy, S/o. Late Atchi Reddy, Aged 42 years, Occ-
Cultivation, R/o. D.No.3-18, Lingamukkapalli, Chintala Cheruvu
Village, Nuzendla Mandal, Palnadu District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep., by its Principal Secretary, Revenue Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Palanadu District, Narasarapet.
3. The Tahsildar, Nuzendla Mandal Palanadu District.
4. The Mandal Parishad Development Officer, Nuzendla Mandal, Palanadu District.
5. The SHO, Inavolu Police Station, Palanadu District.
6. The Village Revenue Officer, Chintala Cheruru Village, Nuzendla Mandal, Palanadu District.
7. The Lingamukkapalle Gram Panchayat, Rep., by its Panchayat Secretary, Nuzendla Mandal, Palanadu District.

...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 more particularly one in the nature of Writ of Mandamus declaring the action of respondents no. 2 to 7 in resorting to dispossess the petitioner from his land in Sy.No. 376/2D admeasuring Ac.0-55 cents situated in Chintala Cheruvu Village, Nuzendla Mandal, Palanadu District, without issuing any notice, opportunity and enquiry and without following the due process of law as being illegal, arbitrary and unconstitutional and consequently direct the respondents not to dispossess the petitioner from his aforesaid land.

IA NO: 1 OF 2025

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 respondent Nos. 2 to 7 not to interfere with the peaceful possession and enjoyment of the petitioner land in Sy.No. 376/2D admeasuring Ac.0-55 cents situated in Chintala Cheruvu Village, Nuzendla Mandal, Palanadu District.

Counsel for the Petitioner: SRI G VENKATA REDDY

Counsel for the Respondent Nos. 1 to 4 and 6:GP FOR REVENUE

Counsel for the Respondent No. 5: GP FOR HOME

Counsel for the Respondent No. 7: SRI M SUDHIR SC FOR ZPP, MPP AND GP

The Court made the following order:



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

[3329]

MONDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 15245/2025

Between:

1. GUNDAM VENKATA REDDY,, S/O. LATE ATCHI REDDY, AGED 42
YEARS, OCC- CULTIVATION, R/O. D.NO.3-18, LINGAMUKKAPALLI,
CHINTALA CHERUVU VILLAGE, NUZENDIA MANDAL, PALNADU
DISTRICT.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP., BY ITS PRINCIPAL
SECRETARY, REVENUE DEPARTMENT, SECRETARIAT
BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT.
2. THE DISTRICT COLLECTOR, PALANADU DISTRICT,
NARASARAPET.
3. THE TAHSILDAR, NUZENDIA MANDAL PALANADU DISTRICT.
4. THE MANDAL PARISHAD DEVELOPMENT OFFICER, NUZENDIA
MANDAL, PALANADU DISTRICT.
5. THE SHO, INAVOLU POLICE STATION, PALANADU DISTRICT.
6. THE VILLAGE REVENUE OFFICER, CHINTALA CHERURU VILLAGE,
NUZENDIA MANDAL, PALANADU DISTRICT.
7. THE LINGAMUKKAPALLE GRAM PANCHAYAT, REP., BY ITS
PANCHAYAT SECRETARY, NUZENDIA MANDAL, PALANADU
DISTRICT.

...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 may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of respondents no. 2 to 7 in resorting to dispossess the petitioner from his land in Sy.No. 376/2D admeasuring Ac.0-55 cents situated in Chintala Cheruvu Village, Nuzendia Mandal, Palanadu District, without issuing any notice, opportunity and enquiry and without following the due process of law.. as being illegal, arbitrary and unconstitutional and consequently direct the respondents not to dispossess the petitioner from his aforesaid land., and pass

IA NO: 1 OF 2025

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 may be to direct the respondent Nos. 2 to 7 not to interfere with the peaceful possession and enjoyment of the petitioner land in Sy.No. 376/2D admeasuring Ac.0-55 cents situated in Chintala Cheruvu Village, Nuzendia Mandal, Palanadu District., and pass

IA NO: 2 OF 2025

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 may be pleased to allow the additional affidavit and admit the documents referred to in the affidavit and pass

Counsel for the Petitioner:

1.G VENKATA REDDY

Counsel for the Respondent(S):

1.GP FOR HOME

2.GP FOR REVENUE

The Court made the following:

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 15245/2025

ORDER:

This writ petition is filed under Article 226 of the Constitution of the India seeking the following reliefs:-

"to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of respondents Nos.2 to 7 in resorting to dispossess the petitioner from his land in Sy.No.376/2D admeasuring Ac.0.55 cents situated in Chintala Cheruvu Village, Nuzendla Mandal, Palanadu District, without issuing any notice, opportunity and enquiry and without following the due process of law as being illegal, arbitrary and unconstitutional and consequently direct the respondents not to dispossess the petitioner from his aforesaid land and pass such other order."

2. During hearing, learned counsel for the petitioner, without touching the merits of the case, requested this Court to issue a direction to the respondents not to dispossess the petitioner from the subject property, without following due process of law.

3. Learned Assistant Government Pleader for the respondents furnished written instructions dated 28.06.2025 issued by the 3rd respondent, wherein it is stated as follows:

"After re-survey the said extent i.e., Ac.2.21 cents in Sy.Nos.376/2D and 376/1-B1 were correlated as LPM No.1622 and also updated in webland adangal in favour

of the petitioner's father Sri Gundam Atchi Reddy S/o.Pedda Venkat Reddy with Khata No.93.

After the demise of Sri Gundam Atchi Reddy S/o. Pedda Venkat Reddy on 11.07.2024 the said land is in the possession and enjoyment of his legal heirs without any interruption.

It is submitted that the respondent Nos.2 to 7 are never trying to dispossess the petitioner and trying to interfere with the peaceful possession and enjoyment of the petitioner land in Sy.No.376/2D admeasuring Ac.0.55 cents situated in Chintala Cheruvu Village, Nuzendla Mandal in any manner as the claimed land is patta land and cultivable agricultural land.”

4. Having regard to the submissions made by the learned counsel for the petitioner and on perusal of the written instructions furnished by the learned Assistant Government Pleader for the respondents, it is observed that when the petitioner is in settled possession and enjoyment of the subject property, he cannot be dispossessed, without following due process of law in view of the law declared by the Apex Court in "**Rame Gowda (dead) by L.Rs. v. M.Varadappa Naidu (Dead) by L.Rs.**¹". Therefore, if the petitioner is in possession of the subject property, the respondents are directed not to dispossess the petitioner from the subject property, except by following due process of law.

5. With the above direction, the Writ Petition is disposed of.

There shall be no order as to costs.

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

//TRUE COPY//

Sd/-SHAIK MOHD RAFI
ASSISTANT REGISTRAR

MS
SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Palanadu District, Narasarapet.
3. The Tahsildar, Nuzendla Mandal Palanadu District.
4. The Mandal Parishad Development Officer, Nuzendla Mandal, Palanadu District.
5. The SHO, Inavolu Police Station, Palanadu District.
6. The Village Revenue Officer, Chintala Cheruru Village, Nuzendla Mandal, Palanadu District.
7. The Panchayat Secretary, Lingamukkapalle Gram Panchayat, Nuzendla Mandal, Palanadu District.
8. One CC to Sri. G Venkata Reddy Advocate [OPUC]
9. One CC to Sri. M Sudhir SC for ZPP, MPP and GP [OPUC]
10. Two CCs to GP for Home High Court of Andhra Pradesh [OUT]
11. Two CCs to GP for Revenue, High Court of Andhra Pradesh [OUT]
12. Three CD Copies

GSC

HIGH COURT
DATED:30/06/2025

ORDER
WP NO. 15245 OF 2025



DISPOSING THE WP
WITHOUT COSTS