



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

[3332]

MONDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 16369/2023

Between:

1. SMT. K. HEMALATHA, W/O K. RAJAMOHAN RAO, AGED ABOUT
59 YEARS, R/O D.NO.44/N4, BOSE NAGAR, RAYACHOTY
TOWN AND MANDAL ANNAMAYYA DISTRICT AP

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REPTD BY ITS PRINCIPAL
SECRETARY DEPARTMENT OF PANCHYAT RAJ AND RURAL
DEVELOPMENT SECRETARIAT, VELAGAPUDI VILLAGE ,
AMARAVATHY MANDAL, GUNTUR DISTRICT

2. THE DISTRICT PANCHAYAT OFFICER/DPO, ANNAMAYYA
DISTRICT AT RAYACHOTY

3. THE DIGUVA ABBAVARAM VILLAGE GRAM PANCHYAT,
REPTD BY ITS SECRETARY, DIGUVA ABBAVARAM VILLAGE
AND POST RAYACHOTY MANDAL OF ANNAMAYYA 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 issue an Order, proceeding or a writ of mandamus declaring the action of the respondents 2 and 3 in trying to take over the lands of the petitioner situated in sy.no. 285/D extent Ac.o-75 cents, and sy.no. 289/Bi extent Ac.o-56 cents of Diguva Abbavaram Village of

Rayachoti mandalam Annamayya District without following the due process of law and the principles of natural justice as illegal arbitrary and unconstitutional and consequently direct the authorities not to take over the lands of the writ petitioner situated in sy.no.285/D extent Ac.o-75 cents, and sy.no. 289/Bi extent Ac.o-56 cents of Diguva Abbavaram Village of Rayachoti mandalam Annamayya District without following the due process of law and the principles of natural justice and pass

IA NO: 1 OF 2023

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 issue an order or a direction to the Respondents 2 and 3 not to interfere into the peaceful possession, enjoyment of the lands situated in Sy.No.285/D extent Ac.o-75 cents, and sy.no. 289/Bi extent Ac.o-56 cents of Diguva Abbavaram Village of Rayachoti mandalam Annamayya District pending disposal of the writ petition and pass

Counsel for the Petitioner:

1.S S BHATT

Counsel for the Respondent(S):

1.GP FOR PANCHAYAT RAJ RURAL DEV

2.Mattegunta.Sudhir,Standing Counsel For Z.P.Ps,M.P.Ps,Gram Panchayats

The Court made the following:

ORDER:

To declare the action of the respondents in trying to take over the lands of the petitioner to an extent of Ac.0.75 cents in Sy.No.285/D and Ac.0.56 in Sy.No.289/B1 of Diguva Abbavaram Village, Rayachoti Mandal, Annamayya District, without following due process of law, as illegal and arbitrary, the present writ petition is filed.

2. Heard Sri S.S.Bhatt, learned counsel for the petitioner and Sri Mattegunta Sudhir, learned Standing Counsel for Gram Panchayat for the respondents.

3. Learned Standing Counsel on written instructions dated 03.11.2025 of Diguva Abbavaram Gram Panchayat submitted that the respondents never interfered with the possession and enjoyment of the petitioner over the land in Sy.No.289/B1. Further, a Village Health Clinic has already been constructed on the land bearing Sy.No.285/D and has been fully operational, providing essential services to the public since 23.06.2023 and the petitioner has no legal right over the said land, accordingly, prayed to dismiss the writ petition.

4. Learned counsel for the petitioner prayed to record the said submission and close the writ petition.

5. Taking the submissions of the learned counsel and the written instructions of the Diguva Abbavaram Gram Panchayat dated 03.11.2025 into consideration; this writ petition is liable to be closed.

6. Accordingly, the Writ Petition is ***closed***. There shall be no order as to costs.

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

JUSTICE RAVI CHEEMALAPATI

Date: 29th December, 2025
RKS