

APHC010378922023



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

[3208]

TUESDAY, THE SECOND DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 19415/2023

Between:

1.POTHULA NAGALAKSHMI, W/O P. RAMANENDRA RAO, AGED ABOUT 40 YEARS, RIO D.NO.2-39, CHINAMUTHEVI VILLAGE, MOVVA MANDAL, KRISHNA DISTRICT.

...PETITIONER

AND

1.THE STATE OF AP, REPRESENTED BY ITS PRINCIPAL SECRETARY, REVENUE DEPARTMENT, VELAGAPUDI, GUNTUR DISTRICT.

2.DISTRICT COLLECTOR, KRISHNA DISTRICT AT MACHILIPATNAM.

3.TAHSILDAR/MANDAL REVENUE OFFICER, , MOVVA MANDAL, KRISHNA DISTRICT

4.LANKAPALLI MATHSYA RAO, S/O LANKAPALLI BALAKOTAIAH, AGED ABOUT. 63 YEARS, OCC.AGRICULTURE, R/O CHINAMUTHEVI VILLAGE, MOVVA MANDAL, KRISHNA DISTRICT

5.KOLANTI SUBADRA RAO, S/O BABU RAO RIO CHINAMUTHEVI VILLAGE, AGED ABOUT. 55 YEARS, OCC. AGRICULTURE, MOVVA MANDAL, KRISHNA DISTRICT

6.BANDI SURI, , S/O BANDI POTHU, R/O CHINAMUTHEVI VILLAGE, AGED ABOUT. 58 YEARS, OCC.AGRICULTURE MOVVA MANDAL, KRISHNA 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 topleased to issue a Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in not taking steps for removing the encroachments blocking the donka road through which we are passing to reach my agricultural land in R.S.No.276/3, 276/6 situated at Chinamuthevi Village, Movva Mandal, Krishna District is wholly illegal, arbitrary and violative of Articles 14 and 19 of the Constitution of India and consequently declare that the petitioner is entitled to pass through the donka road located in the northern side connecting the land of the petitioner without any blockage of the said donka road and pass

Counsel for the Petitioner:

1. HEMANTH KUMAR VEMURI

Counsel for the Respondent(S):

1. GP FOR REVENUE

The Court made the following ORDER:

This Writ Petition, under Article 226 of the Constitution of India, is filed seeking the following relief:

“.....to issue a Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in not taking steps for removing the encroachments blocking the donka road through which we are passing to reach my agricultural land in R.S.No.276/3, 276/6 situated at Chinamuthevi Village, Movva Mandal, Krishna District is wholly illegal, arbitrary and violative of Articles 14 and 19 of the Constitution of India and consequently declare that the petitioner is entitled to pass through the donka road located in the northern side connecting the land of the petitioner without any blockage of the said donka road”

2. Heard learned counsel for the petitioner and learned Assistant Government Pleader for Revenue appearing for respondents.

3. After notice, the 3rd respondent has filed a counter. In the counter, it is stated that subsequent to the filing of the writ petition, the respondents have conducted an enquiry and based on the same, it came to the notice of the authorities that fifteen families have been encroached Donka residing in the scheduled land by way of dwelling house for more than 20 years, especially three families have occupied the said land adjacent to the petitioner's land since from the year 2005 before the sale deed of the petitioner's land and based on the same, they called the petitioner as well as unofficial respondents and they have removed certain encroachments by providing pathway and accordingly, they have also passed an endorsement disposing of the representation of the petitioner vide endorsement dated 08.09.2022. The same is filed along with the counter.

4. Considering the averments made in the counter and also the endorsement, the writ petition is closed.

5. Accordingly, the writ petition is closed giving liberty to the petitioner to question the same in appropriate proceedings.

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

JUSTICE D.RAMESH

Date: 02.12.2025

Dvs

THE HONOURABLE SRI JUSTICE D.RAMESH

305

WRIT PETITION No.19415 of 2023

Dated: 02.12.2025

Dvs