



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

[3332]

THURSDAY, THE SIXTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 2883/2023

Between:

- 1.E VENKATESWARULU GOUD, S/O. E. CHINNA SESHANNA GOUD,
AGED ABOUT 57 YEARS, R/O/ H.NO. 1-42, NANDANAPALLI
VILLAGE, KURNOOL MANDAL AND DISTRICT
- 2.LACCHAMMA, W/O. M. SUNDARA RAO, AGED ABOUT 46 YEARS,
R/O. H.NO. 3-192, RUDRAVARAM VILLAGE, KURNOOL MANDAL
AND DISTRICT
- 3.L. MADDILETY REDDY, S/O. LATE MADDILETY REDDY, AGED
ABOUT 61 YEARS, R/O. H.NO. 3-189-9, BHUPAL NAGAR,
NANDANAPALLI VILLAGE, KURNOOL MANDAL AND DISTRICT
- 4.B. VIJAYA BHASKAR REDDY, S/O. B. VENKATA SUBBA REDDY,
AGED ABOUT 56 YEARS, R/O. H.NO. 3-76, THATIPADU VILLAGE,
JUPADU BUNGALOW, KURNOOL DISTRICT

...PETITIONER(S)

AND

- 1.THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL
SECRETARY, PANCHAYAT RAJ DEPARTMENT, SECRETARIAT,
VELAGAPUDI, GUNTUR DISTRICT
- 2.THE DISTRICT COLLECTOR, KURNOOL DISTRICT, KURNOOL
- 3.THE MANDAL PARISHAD DEVELOPMENT OFFICER, KURNOOL
RURAL MANDAL, KURNOOL DISTRICT
- 4.NANDANAPALLI GRAM PANCHAYAT, , REP. BY ITS PANCHAYAT

SECRETARY , KURNOOL RURAL MANDAL, KURNOOL 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 appropriate writ, order or direction more particularly one in the nature Writ of Mandamus, declaring the action of the respondents in ear marking the small stretch of temple inam land situated along with Government cart track road admeasuring Ac. 0.68 cents in P. Rudravaram Village, Kurnool Rural Mandal, Kurnool District even though there is a already big existing big dump yard situated in the outskirts of the P. Rudravaram Village and absolutely there is no necessity to construct new dump yard, whereas only for ulterior reasons by way of colorable exercise of power as illegal, arbitrary and consequently forbear the respondents from ear marking/ constructing the dump yard in the aforesaid temple inam land and pass such

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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 2nd respondent to consider the representation of the petitioners dated 02.01.2023 and pass appropriate orders forthwith, pending disposal of the above Writ petition, and pass such

Counsel for the Petitioner(S):

1.K RATHANGA PANI REDDY

Counsel for the Respondent(S):

1.VENKATA REDDY GAJJALA SC FOR ZPP, MPP, AND GRAM
PANCHAYAT

2.GP FOR PANCHAYAT RAJ RURAL DEV

The Court made the following:

ORDER:

Declaring the action of the respondents in earmarking the small stretch of temple inam land situated along with Government cart track road to an extent of Ac.0.68 cents in P.Rudravaram Village, Kurnool Rural Mandal, Kurnool District, for the purpose of constructing a new dumping yard without any necessity, as illegal, arbitrary, present writ petition is filed.

2. Heard Sri K.Rathangapani Reddy, learned counsel for the petitioners, Sri M.Sudheer, learned Standing Counsel for Gram Panchayat and Smt.Naga Chandrika, learned Assistant Government Pleader for Panchayat Raj for the respondents.

3. Learned Standing Counsel on counter contended that the construction of aforementioned center is in Sy.No.245 in an extent of 0.20 cents in Nandanapalli Gram Panchayat, Kurnool Mandal, Kurnool District but not in the subject land as alleged by the petitioners. Further, the construction activity has already commenced and yet to be completed. The averments made by the petitioners are not correct, the writ petition is devoid of merits and liable to be dismissed, accordingly, prayed to dismiss the writ petition.

4. In reply, learned counsel for the petitioners prayed to record the said submission and close the writ petition.

5. Taking their submissions into consideration, as the respondents are not making constructions in the subject land, there remains nothing for adjudication and the 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: 06th November, 2025
RKS