

APHC010127832023



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

[3396]

FRIDAY, THE TWELFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE
PRESENT

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA
WRIT PETITION NO: 6420/2023

Between:

1. MUDAPAKA BANGARAYYA, S/O PENTAYYA AGED 49 YEARS, R/O TADIVANIPALEM VILLAGE, CHINTALAPALEM, KOTHAVALASA MANDAL, VIZIANAGARAM DISTRICT.
2. MUDAPAKA KONDABABU, S/O LATE SURAYYA AGED 57 YEARS, R/O TADIVANIPALEM VILLAGE, CHINTALAPALEM, KOTHAVALASAMANDAL, VIZIANAGARAM DISTRICT.
3. MUDAPAKA APPARAO, S/O LATE APPANN. AGED 47 YEARS, R/O TADIVANIPALEM VILLAGE, CHINTALAPALEM. KOTHAVALASA MANDAL, VIZIANAGARAM DISTRICT.
4. MUDAPAKA APPARAO, S/O LATE APPAYYA AGED 57 YEARS, R/O TADIVANIPALEM VILLAGE, CHINTALAPALEM, KOTHAVALASAMANDAL, VIZIANAGARAM DISTRICT.
5. PAVADA RAMANA, S/O LATE SIMHACHALAM AGED 53 YEARS, R/O TADIVANIPALEM VILLAGE, CHINTALAPALEM, KOTHAVALASA MANDAL, VIZIANAGARAM DISTRICT.

...PETITIONER(S)**AND**

1. THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY, HOME DEPARTMENT, VELAGAPUDI, ANDHRA PRADESH.
2. SUPERINTENDENT OF POLICE, VIZIANAGARAM DISTRICT.
3. STATION HOUSE OFFICER, KOTHAVALASA POLICE STATION, KOTHAVALASA, VIZIANAGARAM DISTRICT.
4. MUDAPAKAPYDI RAJU, S/O VENKATA SWAMY, AGED ABOUT 65 YEARS, TADIVANIPALEM, CHINTALAPALEM(H), KOTHAVALASA(M), VIZIANAGARAM DISTRICT.
5. MUDAPAKA MAHESH, S/O PYDIRAJU, AGED 34 YEARS, TADIVANIPALEM, CHINTALAPALEM(H), KOTHAVALASA(M), VIZIANAGARAM DISTRICT.
6. MUDAPAKA RAMESH, S/O PYDIRAJU, AGED ABOUT 35 YEARS, TADIVANIPALEM, CHINTALAPALEM(H), KOTHAVALASA(M), VIZIANAGARAM DISTRICT.
7. NEELATI VISWA MADHURI, W/O SATYANARAYANA AGED 51 YEARS R/O DOOR NO. 57-27-46, SRIRAM NAGAR, INDUSTRIAL ESTATE, VISAKHAPATNAM, VISAKHAPATNAM DISTRICT.

8. BOKKA AJAY KUMAR GOSH, , S/O LATE SURYANARAYANA, AGED 63 YEARS R/O KALINGA NAGAR, MADHAVADARA, INDUSTRIAL ESTATE, VISAKHAPATNAM, VISAKHAPATNAM DISTRICT.
9. RISHINARADA KRISHNA KUMAR, S/O LATE R VENKATESWARAN KRISHNA IYER, AGED 52 YEARS, R/O 8-4-3/1, VENKATA TEJA ENCLAVE, D1, 4TH FLOOR TORUMALARAO STREET, GANDHI NAGAR, KAKINADA DISTRICT.
10. SUNKARA NARAYANA RAO, S/O SANYASI, AGED 64 YEARS, OCC. RTD EMPLOYEE, R/O 31-21-1, NEAR SAI BABA TEMPLE, KURMANNAPALEM, GAJUWAKA, VISAKHAPATNAM DISTRICT.
11. GOLLAPALLI VENKATA RAMANA, S/O LATE BRAHMARAJU AGED 60 YEARS, R/O D NO. 2-198, KOTHAPALEM VILLAGE NEAR GOPALAPATNAM, VISAKHAPATNAM DISTRICT.
12. TATIPAKALASRNIVASARAO, , S/O LATE RAMA RAO, AGED 50 YEARS, R/O VEERABHADRA NAGAR, PENDURTHI, VISAKHAPATNAM DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner(S):

1. V V SATISH

Counsel for the Respondent(S):

1. GP FOR HOME
2. MANGENA SREE RAMA RAO

The Court made the following:

ORDER:

This Writ Petition is filed under Article 226 of Constitution of India with the following prayer for:

“.... to issue any writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the 3rd respondent in resorting to settle civil disputes and thereby interfering with the property rights of the petitioner is illegal, arbitrary and one without jurisdiction and to consequently direct the 3rd respondents not to interfere with the property rights of the petitioners in any manner in respect of land admeasuring in Ac. 2.42 cents in Sy No. 307/ 1 to 15, Ac. 0.70 cents in Sy No. 307/ 16 to 22 , Ac. 1.47 cents in Sy No. 308/ 1 to 10, Ac. 1.37 cents in Sy No. 308/11 to 18, Ac. 1.23 cents in Sy No. 308/19 to 30 of Chintalapalem Village, Desaprunipalem Grama panchayat, Kothavalasa Mandal, Vizianagaram District.”

2. Heard Sri V.V.Satish, learned counsel for the petitioners and Sri Ajay Babu, learned Assistant Government Pleader for Home.

3. Learned counsel for the petitioners would submit that the police are interfering in the civil disputes between the parties.

4. Learned Assistant Government Pleader for Home would submit that four crimes were registered against the petitioners i.e. Crime No.63 of 2022, Crime No.102 of 2018, Crime No.106 of 2018 and Crime No.107 of 2023. Learned Assistant Government Pleader would further submit that the police are not interfering in the civil disputes between the parties and they are not threatened the petitioners to settle the disputes.

5. Recording the said submissions, the Writ Petition is disposed of. However, the police are directed not to interfere in the civil disputes between the parties except under due process of law. There shall be no order as to costs.

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

Dr.VENKATA JYOTHIRMAI PRATAPA, J

Date: 12.12.2025
Asr

THE HONOURABLE DR JUSTICE VENKATA JYOTHIRMAI PRATAPA

W.P.No.6420 of 2023

Dt..12.12.2025

Asr