

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

CONTEMPT CASE No.

OF 2025

IN

W.P No : 2477 OF 2025

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DATE: 12.03.2025
Amaravati

Counsel for the Petitioner

**MEMORANDUM OF CONTEMPT OF CASE
(UNDER SEC. 10 TO 12 OF CONTEMPT OF COURTS ACT)**

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

C.C.No. OF 2025

IN

W.P.NO. 2477 OF 2025

Between :

**1 Shaik Madhusha, S/o Masthan Saheb ,
H.No. 5-105 Mosque street, Singarayakonda (PO &
Mandal) Prakasam District, Andhra Pradesh - 523101 ... Petitioner**

And

- 1 Sri RP Sisodia
Principal Secretary Revenue (Endowments),
Department, AP Secretariat, Amaravathi, Andhra
Pradesh**
- 2 Sri S Satyanarayan
Deputy Commissioner of Endowments
Guntur, Andhra Pradesh**
- 3 Sri M.Panakala Rao, The Assistant Commissioner,
Endowments Department, Ongole, Prakasam District,
Andhra Pradesh.**
- 4 Smt P.Krishna Veni,
Sri Varaha Lakshmi Narasimha Swamy Temple,
Executive Officer, Endowment Department, Old
Singarayakonda, Singarayakonda Mandal, Prakasam
District, Andhra Pradesh.**
- 5 Sri N. Jagadeesh, Secretary, Singarayakonda Grama
panchayat, Singarayakonda Mandal, Prakasam District,
Andhra Pradesh.**
- 6 Sri B. Mahendra, The Station House Officer,
Singarayakonda Police Station, Singarayakonda
Mandal, Prakasam District,
Andhra Pradesh.**

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7 Sri Prasad, The Assistant Executive Engineer
Rural Water Supply RWS Department, Ongole,
Prakasam District, Andhra Pradesh

..... Respondents

The Address for service on the above named petitioner is that of their
counsel M/s. K.K. SHAIK (17788), Advocate, R/o. D.NO. 25-16-99/10,
Lakshminaranapuram, Chuttugunta, Guntur.

It is therefore prayed that this Hon'ble Court may be pleased to summon
the Contemnors / respondents for their wilful, wanton, intentional and
deliberate disobedience of the orders passed in W.P.No. 2477 of 2025 dated
03.02.2025 and punish them u/s 10 to 12 of the contempt of courts act r/w
Article 215 of the Constitution of India and pass such other order or orders as
this Hon'ble Court may deem fit and proper in the circumstances of the case.

Amaravathi,
Dt. 12.03.2025

Counsel for the Petitioner.

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IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATHI

CC No. OF 2025

IN

W.P.NO. 2477 OF 2025

Between :

1 Shaik Madhusha, S/o Masthan Saheb
H.No. 5-105 Mosque street, Singarayakonda (PO &
Mandal) Prakasam District, Andhra Pradesh - 523101 ... Petitioner
And

1 Sri RP Sisodia
Principal Secretary Revenue (Endowments)
Department, AP Secretariat, Amaravathi,
Andhra Pradesh.

2 Sri S Satyanarayan
Deputy Commissioner of Endowments
Guntur, Andhra Pradesh.

3 Sri M.Panakala Rao, The Assistant Commissioner
Endowments Department, Ongole, Prakasam District,
Andhra Pradesh.

4 Smt P. Krishna Veni,
Sri Varaha Lakshmi Narasimha Swamy Temple,
Executive Officer, Endowment Department, Old
Singarayakonda, Singarayakonda Mandal,
Prakasam District, Andhra Pradesh.

5 Sri N. Jagadeesh, Secretary, Singarayakonda Grama
panchayat, Singarayakonda Mandal, Prakasam District,
Andhra Pradesh.

6 Sri B. Mahendra, The Station House Officer
Singarayakonda Police Station, Singarayakonda Mandal
Prakasam District,
Andhra Pradesh.

1st Page Corrections[]

ATTESTOR

DEPONENT

7 Sri Prasad, The Assistant Executive Engineer
Rural Water Supply RWS Department, Ongole
Prakasam District, Andhra Pradesh.

..... Respondents

AFFIDAVIT

I, Shaik Madhusa, S/o Masthan Saheb H.No.5-105 Mosque street, Singarayakonda (PO & Mandal), Prakasam District Andhra Pradesh 523101 now having temporarily come down to Amaravathi, do hereby solemnly and sincerely affirm and state as follows:

1. I am the petitioner herein and the petitioner in 'W.P.No. 2477 of 2025 and as such well acquainted with the facts of the case.

2. It is respectfully submitted that the petitioner herein approached this Hon'ble Court and filed Writ Petition No 2477 of 2025 praying to 'declare the inaction of the respondents No. 2 to 4 in not taking any steps under section 83 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act 1987 by stopping the encroachment of the land belonging to Sri Varaha Lakshmi Narasimha Swamy Temple and also the road of Masjid street in survey number 605/A2 of Singarayakonda village Prakasam district by respondents 8 to 12 as illegal and arbitrary and in violation of section 83 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act 1987 and the Respondent No. 7 (EE RWS) in not taking action against respondents No. 8 to 12 for damaged the drinking water pipeline passing through the survey No. 605/A2 and to restore the same at their cost as illegal arbitrary and consequently direct the respondents 2 to 4 to protect the land in survey number 605/A2 of Singarayakonda village Prakasam district from being encroached by respondents 8 to 12 and remove the constructions made if any.'

3. It is respectfully submitted that, this Hon'ble Court, after hearing the Government Pleader for Endowments and Standing Counsel for Gram Panchyat, Singrayakonda on 03.02.2025, in W.P.No. 2477 of 2025, was pleased to dispose of the Writ Petition and passed the following orders:-

"4. On hearing, learned counsel for the petitioners while reiterating the contents urged in the writ petition, submits that, the petitioner and other residents submitted a representation dated 22.01.2025 to the respondents 2 to 4 informing about the encroachment of the land done by respondents 8 to 12 belonging to the 4th respondent temple. He further submits that the respondents 8 to 12 have damaged the pipelines, which is a Government property with a criminal intent, due to which drinking water is leaking from the pipeline adversely affecting the water supply to petitioner's colony and other areas and causing inconvenience supply of drinking water. The petitioners also informed to the respondent No.7 about the drinking water pipeline laid by them is being damaged by making construction over the same. But no action has been taken against the respondents 8 to 12. Therefore, learned counsel for the petitioners requests this Court to pass appropriate orders.

*5. Per Contra, learned Government Pleader for Endowments vehemently opposed for grant of any relief in the present writ petition and submits that the petitioners are encroachers over the temple land and there arose disputes among the encroachers and hence, the petitioners filed the present writ petition with suppression of facts. **He further submits that the 4th respondent is taking steps for removal of encroachment under Section 83 of the Endowments Act 30/87.** Therefore, learned Government Pleader requests this Court to record the same and close the writ petition.*

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6. On the other hand, learned Standing Counsel for respondent No.5, on instructions, submits that, the Gram Panchayat has already laid down the pipe line, in accordance with law.

*7. Recording the above submissions, the writ petition is closed.
No costs."*

4. It is respectfully submitted that, the Government Pleader for Endowments and Standing Council for Panchyat Raj Department has concededly stated before this Hon'ble Court that the competent authority is taking steps for removal of encroachment under Section 83 of the Endowments Act 30/87. Whereas, on ground, the unofficial respondents Nos. 8 to 12 in WP No. 2477 of 2025 are still continuing to construct RCC structures in the land bearing Survey No. 605/A-2 belonging to the Sri Varaha Lakshmi Narasimha Swamy Temple, Singarayakonda.

5. It is respectfully submitted that, as it may, the respondents are intentionally avoiding implementing the orders of the Hon'ble court in W.P.No. 2477 of 2025 dated 03.02.2025, which amounts to wilful and wanton disobedience and hence, liable to be punished under the contempt of courts Act, Section 10 to 12 r/w Article 215 of the Constitution of India. Further the Respondents are not having respect towards the orders of this Hon'ble High court and thus lowering the dignity of this Hon'ble High court, which amounts to contempt and liable to be punished under Sec. 10 to 12 of the contempt of Courts Act after summoning the respondents. Hence, the petition.

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Hence, in the interest of justice this Hon'ble Court may be pleased to summon the Contemnors / respondents for their wilful, wanton, intentional and deliberate disobedience of the orders passed in W.P.No. 2477 of 2025 dated 03.02.2025 and punish them u/s 10 to 12 of the contempt of courts act r/w Article 215 of the Constitution of India and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

5th & Last Page corrections[]
Solemnly and sincerely affirm this
the ____ day of March, 2025 and
signed his name in my presence.

DEPONENT

//BEFORE ME//

ATTESTOR

VERIFICATION STATEMENT

I, Shaik Madhusha, S/o MasthanSaheb, Resident of H.No.5-105, Mosque street, Singarayakonda, Prakasam District Andhra Pradesh 523101 being the deponent do hereby verify and state the contents of the Contempt Case are true to the best of my personal knowledge and legal advice of our counsel and hence, I have not suppresses any material facts.

Hence, verified at Vijayawada on this the ____ day of March,2025.

Counsel for the Petitioner

DEPONENT

**PRAKASAM :: DISTRICT
IN THE HIGH COURT OF ANDHRA
PRADESH AT AMARAVATI**

**C.C. NO. OF 2025
 IN**

W.P No : 2477 OF 2025

CONTEMPT CASE

Filed On: 12.03.2025

**Filed by:
M/s K.K. SHAIK (17788)
Advocate**

Counsel for Petitioner

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CASE DETAILS

PRIMARY DETAILS						
Main Number	WP 2477/2025		SR Number	WPSR 3259/2025		
Petitioner	Shaik Madhusha,		Respondent	The State of Andhra Pradesh,		
Petitioner Advocate	KK SHAIK		Respondent Advocate	GP FOR ENDOWMENTS		
Case Category	NON-SERVICE		District	PRAKASAM		
Filing Date	28/01/2025		Registration Date	30/01/2025		
Listing Date	03/02/2025		Case Status	DISPOSED		
Disposal Date	03-02-2025		Disposal Type	CLOSED NO COSTS		
Purpose	ADMISSION (ENDOWMENTS)		Scrutiny Officer name	kpj		
Hon'ble Judges	The Honourable DR Justice K MANMADHA RAO					
Category						
Category	WP		Sub Category	ENDOWMENTS (MISC.MATTERS)		
Sub Sub Category	-					
IA DETAILS						
IA Number	Filing Date	Advocate Name	Misc.Paper Type	Status	Prayer	Order Date
IA 1/2025	30/01/2025	KK SHAIK	Direction Petition	Pending	IA PRAYER	-
IASR 6419/2025	28/01/2025	KK SHAIK (17788)	Direction Petition	MARKED FOR RETURN		
USR Details						
USR Number	Advocate Name		USR Type	USR Filing Date	Remarks	
WPUSR 14200/2025	NAGA PRAVEEN VANKAYALAPATI		VAKALATH	10/02/2025	RETURNED	
CONNECTED MATTERS						
Connected Case Number						
VAKALATH						
Advocate Code	Advocate Name			P/R No.	Remarks	
15516	GP FOR HOME			8(R)	---	
15546	GP FOR PANCHAYAT RAJ RURAL DEV			9(R)	---	
LOWER COURT DETAILS						
PRAYER						
pleased to issue a writ order or direction more particularly one in the nature of writ of mandamus 1 declaring the action of the respondents 2 to 4 in not taking any steps under section 83 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act 1987 by stopping the encroachment of the land belonging to Sri Varaha Lakshmi Narasimha Swamy Temple and also the road of mas survey number 605/A2 of Singarayakonda village Prakasam district by respondents 8 to 12 as illegal arbitrary and in violation of section 83 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act 1987 2 declaring the action of the respondents no 7 EE RWS in not taking action against respondents 8 to 12 for having damaged the drinking water pipeline passing through the street in survey number 605/A2 Singarayakonda village Prakasam district as illegal and arbitrary 3 by directing the 7th respondent to have the damaged drinking water pipeline restored by the respondents 8 to 12 at their cost and consequently direct the respondents 2 to 4 to remove the constructions made if any and pass						

S.No	Pettitioner(S) Name			
1	Shaik Madhusa S/o Masthan Saheb H No 5105 Mosque street Opp Government High School Singarayakonda PO and Mandal Prakasam Andhra Pradesh 523101			
2	A Ravindra Babu S/o Srinivasulu R/o 5/85 Masjid Street Singrayakonda Post and Mandal Prakasam District Andhra Pradesh 523101			
3	Shaik Sultan S/o Jilani R/o 1101/A 5th Lane Vidya Nagar Mulaguntapadu Singarayakonda Mandal Prakasam District 523101			
RESPONDENT(S)				
R.No	Respondent(S) Name			
1	The State of Andhra Pradesh represented by the Principal Secretary Revenue Endowment Department Secretariat Velagapudi Amaravati Andhra Pradesh			
2	The Deputy Commissioner of Endowments Guntur Guntur District Andhra Pradesh			
3	The Assistant Commissioner Endowments Department Ongole Ongole District Andhra Pradesh			
4	The Sri Varaha Lakshmi Narasimha Swamy Temple Represented by Executive Officer Endowment Department Singarayakonda Mandal Prakasam District Andhra Pradesh			
5	The Grama Panchyat represented by its Secretary Singarayakonda Grama panchayat Singarayakonda Mandal Prakasam District Andhra Pradesh			
6	The Station House Officer Singarayakonda Police Station Singarayakonda Mandal Prakasam District Andhra Pradesh			
7	The Executive Engineer Rural Water Supply RWS Department Ongole Prakasam District Andhra Pradesh			
8	Ranganl Padmavati D/o P Narayanappa Aged not known R/o Somarajupalli PO Singarayakonda Mandal Prakasam District Andhra Pradesh			
9	Kota Srinivasulu S/o Venkateswarulu Aged Known R/o Somarajupalli PO Singarayakonda Mandal Prakasam District Andhra Pradesh			
10	Koturi Ranganayakulu S/o Subba Rao R/o Somarajupalli PO Singarayakonda Mandal Prakasam District Andhra Pradesh			
11	Pitta Brahmmlah S/o Pitchalah R/o Somarajupalli PO Singarayakonda Mandal Prakasam District Andhra Pradesh			
12	Bellam Lakshmi Harish S/o Veera Narayana R/o Somarajupalli PO Singarayakonda Mandal Prakasam District Andhra Pradesh			
ORDERS				
Order on	Judge Name	Date of Orders	Order Type	Order Details
WP 2477/2025	The Honourable DR Justice K MANMADHA RAO	2025-02-03	Final Order	View (https://aphc.gov.in/hcorders/2025/206300024772025)



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

[3310]

**MONDAY ,THE THIRD DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE DR JUSTICE K MANMADHA RAO

WRIT PETITION NO: 2477/2025

Between:

Shaik Madhusha, and Others

...PETITIONER(S)

AND

The State Of Andhra Pradesh and Others

...RESPONDENT(S)

Counsel for the Petitioner(S):

1.KK SHAIK

Counsel for the Respondent(S):

1.GP FOR PANCHAYAT RAJ RURAL DEV

2.GP FOR HOME

3.GP FOR ENDOWMENTS

The Court made the following Common Order:

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

***".....to issue a writ, order or direction more particularly
one in the nature of writ of mandamus (1) declaring the action
of the respondents 2 to 4 in not taking any steps under
section 83 of the Andhra Pradesh charitable and Hindu
religious institutions and Endowments act 1987 by stopping
the encroachment of the land belonging to Sri Varaha***

Lakshmi Narasimha Swamy Temple and also the road of masjid street in survey number 605/A2 of singarayakonda village, prakasam district by respondents 8 to 12 as illegal, arbitrary and in violation of section 83 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments act 1987 (2) declaring the action of the respondents no 7 (EE RWS) in not taking action against respondents 8 to 12 for having damaged the drinking water pipeline passing through the masjid street in survey number 605/A2 singarayakonda village, prakasam district, as illegal and arbitrary (3) by directing the 7th respondent to get the damaged drinking water pipeline restored by the respondents 8 to 12 at their cost and consequently direct the respondents 2 to 4 to protect the land in survey number 605/A2 of Singarayakonda village, Prakasam district from being encroached by respondents 8 to 12 and remove the constructions made if any....."

2. Brief facts of the case are that the petitioners are residents of Masjid Street, Singarayakonda having constructed residential house situated in Survey No.605/A-2 of Singarayakonda Village and Mandal. The Survey No.605 is an endowment land attached to 4th respondent-temple. The total extent of land in Survey No.605/A-2 attached to the temple is Ac.23.36 cents. The starting point of Masjid Street on eastern side, there is a vacant place belonging to 4th respondent temple and the said vacant land is being encroached by respondents 8 to 12. The respondents 8 to 12 are also encroaching the 18 feet road of the masjid street. When the respondents 8 to 12 tried to make constructions by encroachments the endowment land, the petitioners and others approached the respondents 3 to 5. But no action has been taken. The petitioners also gave a complaint to the 4th respondent that the constructions of shops are being made by encroaching the vacant place of the endowment department. But no action has been taken against the

respondents 8 to 12. Aggrieved by the same, the present writ petition has been filed.

3. Heard Mr.Raghuveer, learned counsel representing Mr.K.K.Shaik, learned counsel for the petitioner; Mr.Naguru Nagaraju, learned Government Pleader for Endowments, for respondent Nos.1 to 3; Mr.M.Srinivasa Rao, learned Standing Counsel for respondent No.4; learned Standing Counsel for respondent No.5 and learned Assistant Government Pleader for Panchayat Raj and Rural Development, for respondent No.7.

4. On hearing, learned counsel for the petitioners while reiterating the contents urged in the writ petition, submits that, the petitioner and other residents submitted a representation dated 22.01.2025 to the respondents 2 to 4 informing about the encroachment of the land done by respondents 8 to 12 belonging to the 4th respondent temple. He further submits that the respondents 8 to 12 have damaged the pipelines, which is a Government property with a criminal intent, due to which drinking water is leaking from the pipeline adversely affecting the water supply to petitioner's colony and other areas and causing inconvenience supply of drinking water. The petitioners also informed to the respondent No.7 about the drinking water pipeline laid by them is being damaged by making construction over the same. But no action has been taken against the respondents 8 to 12. Therefore, learned counsel for the petitioners requests this Court to pass appropriate orders.

5. Per Contra, learned Government Pleader for Endowments vehemently opposed for grant of any relief in the present writ petition and submits that the petitioners are encroachers over the temple land and there arose disputes among the encroachers and hence, the petitioners filed the present writ petition with suppression of facts. He further submits that the 4th respondent is taking steps for removal of encroachment under Section 83 of the Endowments Act 30/87. Therefore, learned Government Pleader requests this Court to record the same and close the writ petition.

6. On the other hand, learned Standing Counsel for respondent No.5, on instructions, submits that, the Gram Panchayat has already laid down the pipe line, in accordance with law.

6. Recording the above submissions, the writ petition is closed. No costs.

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

BMS

Dr. K. MANMADHA RAO, J

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**MEMORANDUM OF WRIT PETITION
(SPECIAL ORIGINAL JURISDICTION)
(UNDER ART. 226 OF THE CONSTITUTION OF INDIA)**

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

W.P. NO. **2477** OF 2025

Between:

1. Shaik Madhusha, S/o. Masthan Saheb,
H.No. 5-105, Mosque street,
Opp. Government High School,
Singarayakonda (PO & Mandal),
Prakasam District, Andhra Pradesh 523101.
2. A.Ravindra Babu, S/o. Srinivasulu,
R/o. 5/85, Masid Street, Singrayakonda Post & Mandal,
Prakasam District, Andhra Pradesh - 523101.
3. Shaik Sultan, S/o. Jilani,
R/o. 1-101/A, 5th Lane, Vidya Nagar,
Mulaguntapadu, Singarayakonda Mandal
Prakasam District - 523101.

..Petitioner/s

AND

1. The State of Andhra Pradesh,
represented by the Principal Secretary Revenue,
(Endowment) Department, Secretariat, Velagapudi,
Amaravati, Andhra Pradesh.
2. The Deputy Commissioner of Endowments,
Guntur, Guntur District. Andhra Pradesh
3. The Assistant Commissioner Endowments Department,
Ongole, Ongole District. Andhra Pradesh.
4. The Sri Varaha Lakshmi Narasimha Swamy Temple,
Represented by Executive Officer, Endowment Department,
Singarayakonda Mandal, Prakasam District. Andhra Pradesh
5. The GramaPanchyat
represented by its Secretary, Singarayakonda Grama panchayat
Singarayakonda Mandal, Prakasam District, Andhra Pradesh.

6. The Station House Officer,
Singarayakonda Police Station,
Singarayakonda Mandal, Prakasam District,
Andhra Pradesh.
7. The Executive Engineer,
Rural Water Supply (RWS) Department,
Ongole, Prakasam District, Andhra Pradesh.
8. Rangani Padmavati, D/o. P. Narayanappa,
Aged not known, R/o. Somarajupalli, PO,
Singarayakonda Mandal, Prakasam District, Andhra Pradesh.
9. Kota Srinivasulu, S/o. Venkateswarulu,
Aged Known, R/o. Somarajupalli, PO,
Singarayakonda Mandal, Prakasam District. Andhra Pradesh.
10. KoturiRanganayakulu, S/o. Subba Rao,
R/o. Somarajupalli, PO, Singarayakonda Mandal,
Prakasam District. Andhra Pradesh.
11. Pitta Brahmmaiah, S/o. Pitchaiah,
R/o. Somarajupalli, PO, Singarayakonda Mandal,
Prakasam District. Andhra Pradesh.
12. Bellam Lakshmi Harish S/o. Veera Narayana,
R/o. Somarajupalli, PO, Singarayakonda Mandal,
Prakasam District, Andhra Pradesh

..Respondent/s

The address for service on the above named Petitioners is that of their counsel K. K. SHAIK (17788), Advocate, R/o. D.No. 25-16-99/10, Lakshminarayanapuram, Chuttugunta, Guntur - 522004, Cell No : 9491133190.

For the reasons stated in the accompanying affidavit, it is hereby prayed that this Hon'ble Court may be pleased to issue a writ order or direction, more particularly one in the nature of writ of mandamus

1) declaring the action of the respondents 2 to 4 in not taking any steps under section 83 of the Andhra Pradesh charitable and Hindu religious institutions and Endowments act, 1987 by stopping the encroachment of the land

belonging to Sri Varaha Lakshmi Narasimha Swamy Temple and also the road of masjid street in survey number 605/A2 of singarayakonda village, prakasam district by respondents 8 to 12 as illegal, arbitrary and in violation of section 83 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments act, 1987

2) declaring the action of the respondents no 7 (EE RWS) in not taking action against respondents 8 to 12 for having damaged the drinking water pipeline passing through the masjid street in survey number 605/A2 singarayakonda village, prakasam district as illegal and arbitrary

3) by directing the 7th respondent to get the damaged drinking water pipeline restored by the respondents 8 to 12 at their cost

and consequently direct the respondents 2 to 4 to protect the land in survey number 605/A2 of Singarayakonda village, Prakasam district from being encroached by respondents 8 to 12 and remove the constructions made if any and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Amaravati
DATE: 27.01.2025

Counsel for the Petitioner

17.

Prakasam District

IN THE HIGH COURT OF ANDHRA
PRADESH AT AMARAVATI

W.P. NO. OF 2025

Shaik Madhusha & 2 Others
..Petitioner

AND

The State of Andhra Pradesh & 11
Others
...Respondent

WRIT PETITION

Filed By:

M/s K. K. SHAIK (17788)
Advocate

Counsel for Petitioner

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**W.P. NO.****OF 2025****Between:**

1. Shaik Madhusha, S/o. Masthan Saheb,
H.No. 5-105, Mosque street,
Opp. Government High School,
Singarayakonda (PO & Mandal),
Prakasam District, Andhra Pradesh 523101.
2. A.Ravindra Babu, S/o. Srinivasulu,
R/o. 5/85, Masid Street, Singarayakonda Post & Mandal,
Prakasam District, Andhra Pradesh - 523101.
3. Shaik Sultan, S/o. Jilani,
R/o. 1-101/A, 5th Lane, Vidya Nagar,
Mulaguntapadu, Singarayakonda Mandal
Prakasam District - 523101.

..Petitioner/s**AND**

1. The State of Andhra Pradesh,
represented by the Principal Secretary Revenue,
(Endowment) Department, Secretariat, Velagapudi,
Amaravati, Andhra Pradesh.
2. The Deputy Commissioner of Endowments,
Guntur, Guntur District. Andhra Pradesh
3. The Assistant Commissioner Endowments Department,
Ongole, Ongole District. Andhra Pradesh.
4. The Sri Varaha Lakshmi Narasimha Swamy Temple,
Represented by Executive Officer, Endowment Department,
Singarayakonda Mandal, Prakasam District. Andhra Pradesh
5. The GramaPanchyat
represented by its Secretary, Singarayakonda Grama panchayat
Singarayakonda Mandal, Prakasam District, Andhra Pradesh
6. The Station House Officer,
Singarayakonda Police Station,
Singarayakonda Mandal, Prakasam District,
Andhra Pradesh.

7. The Executive Engineer,
Rural Water Supply (RWS) Department,
Ongole, Prakasam District, Andhra Pradesh.
8. Rangani Padmavati, D/o. P. Narayanappa,
Aged not known, R/o. Somarajupalli, PO,
Singarayakonda Mandal, Prakasam District, Andhra Pradesh.
9. Kota Srinivasulu, S/o. Venkateswarulu,
Aged Known, R/o. Somarajupalli, PO,
Singarayakonda Mandal, Prakasam District. Andhra Pradesh.
10. KoturiRanganayakulu, S/o. Subba Rao,
R/o. Somarajupalli, PO, Singarayakonda Mandal,
Prakasam District. Andhra Pradesh.
11. Pitta Brahmmaiah, S/o. Pitchaiah,
R/o. Somarajupalli, PO, Singarayakonda Mandal,
Prakasam District. Andhra Pradesh.
12. Bellam Lakshmi Harish S/o. Veera Narayana,
R/o. Somarajupalli, PO, Singarayakonda Mandai,
Prakasam District, Andhra Pradesh

..Respondent

AFFIDAVIT

I Shaik Madhusa, S/o. Masthan Saheb, H.No. 5-135, Mosque street, Singarayakonda (PO & Mandal), Prakasam District, Andhra Pradesh 522004, presently come down to Amaravati, do hereby solemnly affirm and sincerely state on oath as follows:

1. I respectfully submitted that I am the petitioner herein and was well acquainted with the facts.

2. I humbly submit that we the petitioners are residents Masjid Street Singarayakonda having constructed residential houses past 30 to 40 years back. The Masjid street is situated in Sy. No. 605/A-2 of Singarayakonda

Village and Mandal. The Sy.No. 605 is an endowment land attached to the Sri Varaha Lakshmi Narasimha Swamy Temple, Singarayakoda. The total extent of land in Sy. No 605/A-2 attached to the temple is Ac.23.36 cents. From past 4-5 decades several constructions have been made in the said land and several sale transactions took place in the said Survey number. We all the petitioners constructed houses in the Masjid street

3. I humbly submit that land in Sy. No. 605/A-2 which was under occupation of several other people was entered into the records of endowments as per section 3,4,7&8 of Andhra Pradesh (Andhra Area) Inams(Abolition & Conversion into Ryotwari) Amendment Act, 2012dated 26-09-2013. From the year 2016 the sale transactions in Sy. No 605/A-2 are completely prohibited.

4. I humbly submit that at the starting point of Masjid Street on easternside there is a vacant place belonging to Sri Varaha Lakshmi Narasimha Swamy Temple. The said vacant land is being encroached by respondents 8 to 12. The respondents 8 to 12 are not only encroaching to the land belonging to the 4th respondent but are also encroaching the road of the masjid street. The existing road is 18 feet and if the respondents encroach further the same would not be possible even for passing of our vehicles. The respondents 8 to 12 are proposing to construct shops for commercial purpose. The respondents have not even obtained any permission from the gram panchayat till todayfor the said construction and the same is unauthorized.

5. I humbly submit that when the respondents 8 to 12 tried to make constructions by encroaching the endowment land, myself and other petitioners of our street approached the respondents 3to 5 and informed about the temple land being encroached. In spite of bringing to the knowledge of respondents 3 to 5 no action is taken against the respondents 8 to 12 stopping them from encroaching the endowment land. We the petitioners also gave a

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complaint to the 4th respondent i.e., Executive Officer, Sri Varaha Lakshmi Narasimha Swamy Temple stating that the construction of shops are being made by encroaching the vacant place of the endowment department. If the Construction is made ingress and egress of the commuters would be very difficult as the street is very narrow. We also stated that in the land encroached by the respondents 8 to 12 there is a main water pipeline supplying drinking water laid by Rural Water Supply Department which supply of drinking water to our colony and to the other areas. The respondents 8 to 12 have damaged the pipelines which is a Government property with a criminal intent due to which drinking water is leaking from the pipeline adversely affecting the water supply to our colony and other areas and causing inconvenience of supply of drinking water.

6. I humbly submit that due to the illegal action of respondents 8 to 12 in making construction by encroaching the road and also the land belonging to the 4th respondent passing through our street I am constrained to approach this Hon'ble Court to declare the same as illegal and arbitrary.

7. I submit that myself and other residents submitted a representation to the respondents 2 to 4 informing about the encroachment of the land belonging to the 4th respondent temple on 22-02-2025. I submit that representation was also submitted to the 5th respondent bringing to his notice that respondent's 8 to 12 are trying to make constructions without the permission of the gram panchayat. I submit that 6th respondent was also informed about the highhanded action of the respondents 8 to 12 on us when we tried to stop the encroachment of the Road and endowment land by the respondents 8 to 12. We also informed the respondent number 7 about the drinking water pipeline laid by them is being damaged by making construction over the same. None of the official respondents have taken action against the illegal acts of the respondents 8 to 12 for the best known reasons.

8. I humbly submit that prior to our representation it was brought to the notice of respondent 2 to 4 about the encroachment of the vacant land belonging to the Sri Varaha Lakshmi Narasimha Swamy Temple which falls under the jurisdiction of Endowment Department at the entrance of the masjid street by all the residents but no action was taken by the respondents 2 to 4.

9. I humbly submit that section 83 of the Andhra Pradesh Charitable Hindu Religious, Institutions and Endowments Act, 1987 deals with the encroachments. The 3rd respondent is having jurisdiction to take action against the encroachers of the endowment land. The 4th respondent is supposed to inform or complain about the encroachment to the 3rd respondent and basing on such complaint, the 3rd respondent shall take action against the said encroachment. The 3rd respondent even if no complaint is given can take action suo moto if the said encroachment of the endowment land is within his knowledge. As the respondents 2 to 4 are not taking any action to protect the endowment land I am constrained to approach this Hon'ble court seeking direction to respondents 2 to 4 to stop the encroachment of land belonging to Sri Varaha Lakshmi Narasimha Swamy Temple under the supervision of 4th respondent in Sy.No. 605/A-2 of Singarayakonda Village by respondents 8 to 12 forthwith and also restrain the respondents 8 to 12 for making any constructions in the land bearing Sy.No. 605/A-2 attached to Sri Varaha Lakshmi Narasimha Swamy Temple i.e.; the 4th respondent. Unless and until this Hon'ble Court interferes the encroachment of the land belonging to the 4th respondent cannot be stopped. Till action is taken by the respondents 2 to 4 stopping the encroachment and construction in the land and Sy.No. 605/A-2 of Singarayakonda Village, it is just and necessary to direct the respondents 5 to 9 not to make any constructions over the said land pending disposal of the said writ petition.

I humbly submit that I have no other alternative remedy except to approach this Hon'ble Court for efficacious remedy by invoking the

extraordinary jurisdiction of this Hon'ble Court vide Art. 226 of Constitution of India. I have not filed any suit or any proceedings before any other authority or court of law on the same cause of action.

It is therefore prayed that this Hon'ble Court may be pleased to issue a writ order or direction, more particularly one in the nature of writ of mandamus

1) declaring the action of the respondents 2 to 4 in not taking any steps under section 83 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments act, 1987 by stopping the encroachment of the land belonging to Sri Varaha Lakshmi Narasimha Swamy Temple and also the road of masjid street in survey number 605/A2 of Singarayakonda village, Prakasam district by respondents 8 to 12 as illegal, arbitrary and in violation of section 83 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments act, 1987

2) declaring the action of the respondents no 7 (EE RWS) in not taking action against respondents 8 to 12 for having damaged the drinking water pipeline passing through the masjid street in survey number 605/A2 Singarayakonda village, Prakasam district as illegal and arbitrary

3) by directing the 7th respondent to get the damaged drinking water pipeline restored by the respondents 8 to 12 at their cost

and consequently direct the respondents 2 to 4 to protect the land in survey number 605/A2 of Singarayakonda village, Prakasam district from being encroached by respondents 8 to 12 and remove the constructions made if any and pass such other order or orders as this Hon'ble Court may deem fit and

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proper in the circumstances of the case. and pass such other order or orders may deem fit and proper in the circumstances of the case.

It is also just and necessary that this Hon'ble Court may be pleased to direct the respondents 2 to 4 to stop the encroachment and construction in the land in Sy.No. 605/A-2 of an extent of Ac 0.03 cents of Singarayakonda Village, Prakasham district by acting upon the representation submitted by writ petitioners on 22-01-2025 pending disposal of the said writ petition and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

last page corrs.

Deponent

Solemnly and sincerely affirm this
the day of 27.01.2025
and signed his name in my presence.

BEFORE ME

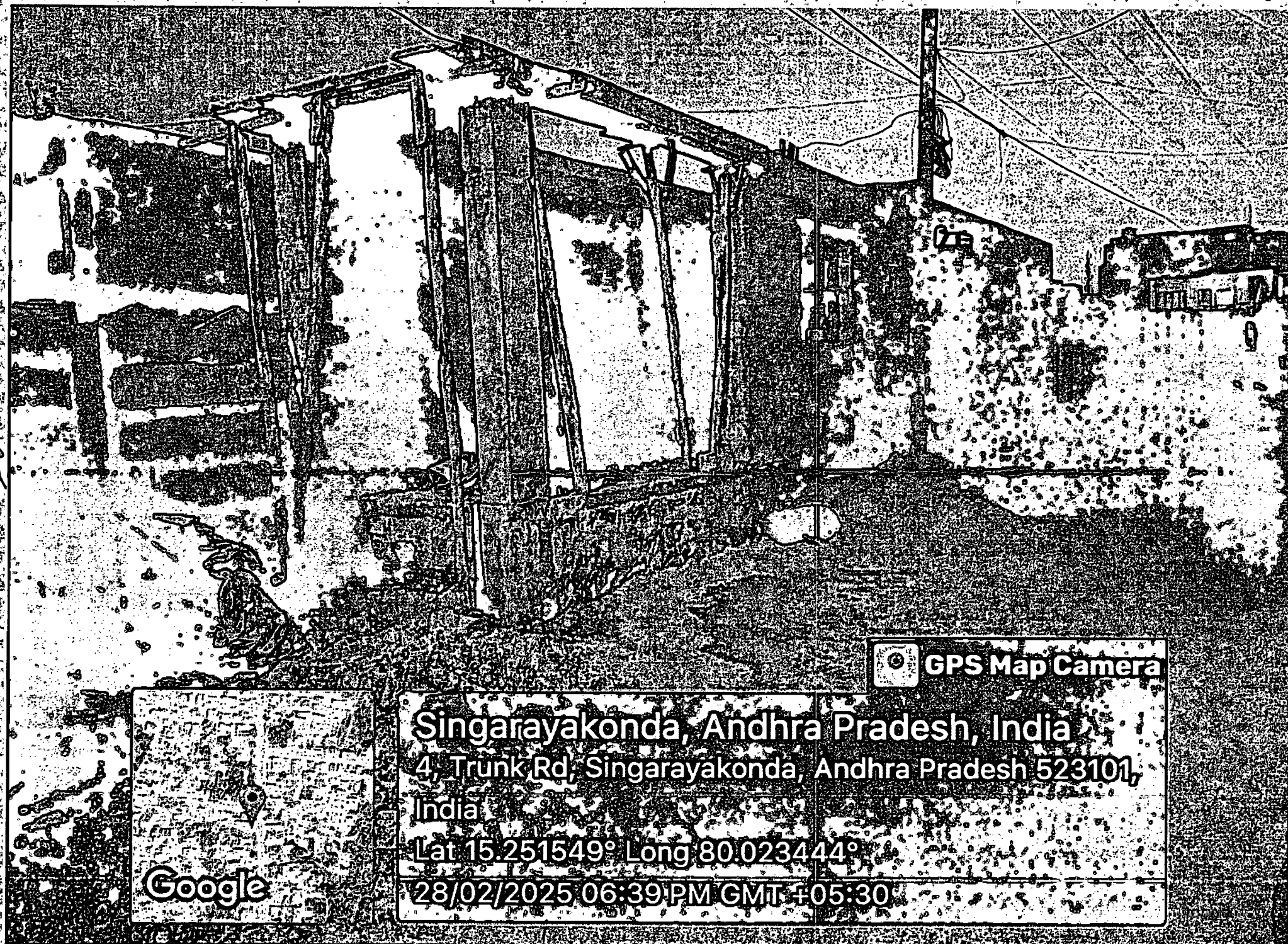
ADVOCATE :: Amaravati

VERIFICATION STATEMENT

I, Shaik Madhusha, S/o. Masthan Saheb, H.No. 5-105, Mosque street, Singarayakonda (PO & Mandal), Prakasam District, Andhra Pradesh 522004,, being the petitioner/ person acquainted with the facts do hereby verify and state that the contents of the above paras of the Affidavit are true and correct to the best of my knowledge. The above contents are typed under my instructions and same are read over and explained to me in vernacular language. Hence verified at Amaravati on this the day of 27.01.2025

Advocate**Deponent**

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GPS Map Camera



Google

Singarayakonda, Andhra Pradesh, India
4, Trunk Rd, Singarayakonda, Andhra Pradesh 523101,
India

Lat 15.251549° Long 80.023444°

28/02/2025 06:39 PM GMT +05:30

27



 GPS Map Camera

Singarayakonda, Andhra Pradesh, India

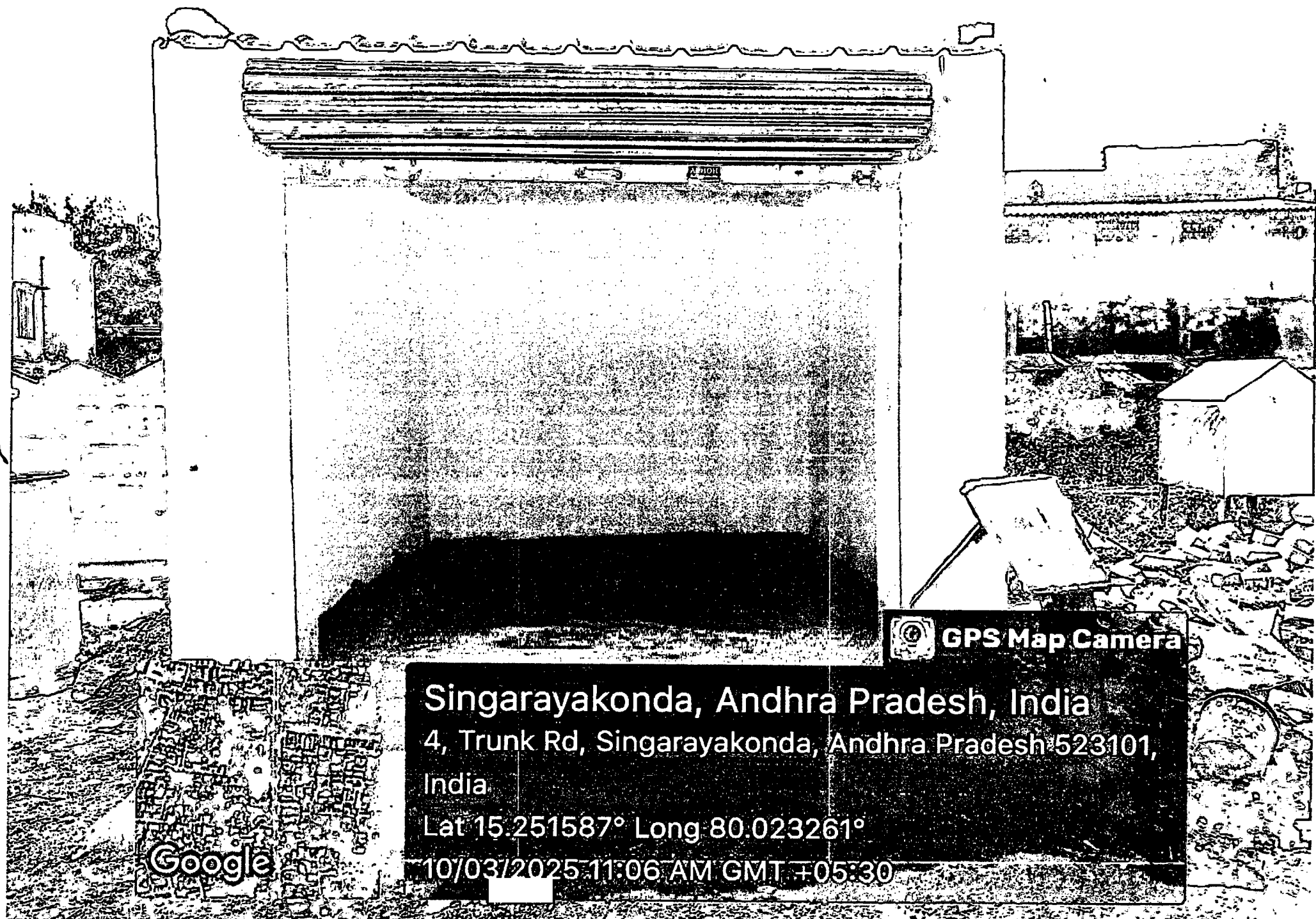
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India

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Google

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 **GPS Map Camera**

Singarayakonda, Andhra Pradesh, India
4, Trunk Rd, Singarayakonda, Andhra Pradesh 523101,
India
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10/03/2025 11:06 AM GMT +05:30

Google

**MEMORANDUM OF CONTEMPT MISC. PETITION
(UNDER SEC. 151 OF C.P.C)**

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

I.A.No. OF 2025

IN

C.C.No. OF 2025

Between:-

Between :

- 1 Shaik Madhusa, S/o Masthan Saheb
H.No. 5-105 Mosque street, Singarayakonda (PO &
Mandal) Prakasam District, Andhra Pradesh 523101 ... Petitioner

And

- 1 Sri RP Sisodia
Principal Secretary Revenue (Endowments)
Department, AP Secretariat, Amaravathi,
Andhra Pradesh.
- 2 Sri S Satyanarayan
Deputy Commissioner of Endowments,
Guntur, Andhra Pradesh.
- 3 Sri M.PanakalaRao, The Assistant Commissioner,
Endowments Department, Ongole, Prakasam District,
Andhra Pradesh.
- 4 Smt P. Krishna Veni,
Sri Varaha Lakshmi Narasimha Swamy Temple,
Executive Officer Endowment Department, Old
Singarayakonda, Singarayakonda Mandal, Prakasam
District, Andhra Pradesh.
- 5 Sri N. Jagadeesh, Secretary, Singarayakonda Grama
panchayat, Singarayakonda Mandal, Prakasam District,
Andhra Pradesh.
- 6 Sri B. Mahendra, The Station House Officer,
Singarayakonda Police Station, Singarayakonda
Mandal, Prakasam District, Andhra Pradesh.

**7 Sri Prasad, The Assistant Executive Engineer,
Rural Water Supply RWS Department, Ongole,
Prakasam District, Andhra Pradesh. Respondents**

For the reasons stated in the accompanying affidavit, It is therefore prayed that this Hon'ble Court may be Pleased to dispense with the Certified Copy of the order dated 03.02.2025 passed in W.P.No. 2477 of 2025 before this Hon'ble Court of Andhra Pradesh and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

**Amaravati
DATE: 12.03.2025**

Counsel for the Petitioner

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

I.A.No.

OF 2025

IN

C.C.No.

OF 2025

Between :

- 1 Shaik Madhusha, S/o Masthan Saheb
H.No. 5-105 Mosque street, Singarayakonda (PO &
Mandal) Prakasam District, Andhra Pradesh - 523101 ... Petitioner.
And
- 1 Sri RP Sisodia
Principal Secretary Revenue (Endowments)
Department, AP Secretariat, Amaravathi, Andhra
Pradesh.
- 2 Sri S Satyanarayan
Deputy Commissioner of Endowments,
Guntur, Andhra Pradesh
- 3 Sri M.PanakalaRao, The Assistant Commissioner
Endowments Department, Ongole, Prakasam District,
Andhra Pradesh.
- 4 Smt P.Krishna Veni,
Sri Varaha Lakshmi Narasimha Swamy Temple,
Executive Officer Endowment Department, Old
Singarayakonda, Singarayakonda Mandal, Prakasam
District, Andhra Pradesh.
- 5 Sri N. Jagadeesh, Secretary, Singarayakonda Grama
panchayat, Singarayakonda Mandal, Prakasam District,
Andhra Pradesh.
- 6 Sri B. Mahendra, The Station House Officer,
Singarayakonda Police Station Singarayakonda Mandal,
Prakasam District, Andhra Pradesh.
- 7 Sri Prasad, The Assistant Executive Engineer
Rural Water Supply RWS Department Ongole,
Prakasam District, Andhra Pradesh. Respondents

AFFIDAVIT

I, Shaik Madhusha, S/o MasthanSaheb H.No. 5-105 Mosque street, Singarayakonda (PO & Mandal) Prakasam District Andhra Pradesh 523101, temporarily came down to Amaravathi, do hereby solemnly affirm and sincerely state on oath as follows:

1. I am the Petitioner herein and as such I am well acquainted with the facts of the case.

2. I submit that I am filing the above case against the Order dated 03.02.2025 passed in W.P.No. 2477 of 2025 before this Hon'ble Court of Andhra Pradesh. The petitioner did not obtain the certified copies of the said W.P.No. 2477 of 2025. Therefore, this Hon'ble Court may be pleased to dispense with the same.

It is therefore prayed that this Hon'ble Court may be Pleased to dispense with the Certified Copy of the order dated 03.02.2025 passed in W.P.No. 2477 of 2025 before this Hon'ble Court of Andhra Pradesh and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Last Page Corss....
Sworn and Signed in my presence
on this day of 11.03.2025
at Amaravati.

Deponent

ADVOCATE :: Amaravati
(Attestor)

VERIFICATION STATEMENT

I, Shaik Madhusha, S/o Masthan Saheb H.No. 5-105 Mosque street, Singarayakonda (PO & Mandal) Prakasam District Andhra Pradesh 523101 being the petitioner/ person acquainted with the facts do hereby verify and state that the contents of the above paras of the Affidavit are true and correct to the best of my knowledge. Hence verified at Amaravati on this the day of .11.2025

Amaravathi,

Dt. .03.2025

Deponent

Prakasam District

IN THE HIGH COURT OF
ANDHRA PRADESH AT
AMARAVATI

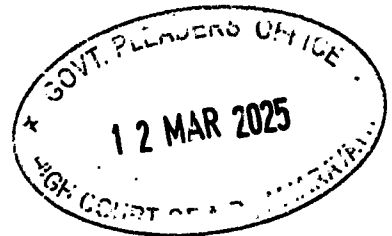
I.A.NO. OF 2025

IN

C.C.No. OF 2025

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DISPENSE WITH PETITION



Filed By:

K.K. SHAIK (17788)
Advocate
Counsel for Petitioner

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