



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
MONDAY, THE FOURTH DAY OF MAY  
TWO THOUSAND AND TWENTY

:PRESENT:

THE HONOURABLE THE CHIEF JUSTICE SRI JITENDRA KUMAR MAHESHWARI  
AND  
THE HONOURABLE SMT JUSTICE LALITHA KANNEGANTI

WP (PIL) NO: 105 OF 2020

Between:

Pemmadi Suribabu, S/o Satyanarayana,

Petitioners

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary Department of Revenue Department Secretariat, Tulluru, Velagapudi, Guntur District
2. The State of Andhra Pradesh, Rep by its Principal Secretary Department of Municipal Administration and Urban Development Authority Secretariat, Tulluru, Velagapudi, Guntur District
3. The Commissioner of Fisheries, Bandar Road, Poranki Vijayawada - 521137, Krishna District Andhra Pradesh
4. The Joint Director of Fisheries, State Institute of Fisheries Technology Jaganaikpur, Kakinada - 533002 East Godavari District, Andhra Pradesh
5. The Directorate of Ports, Rep by its Director Beach Road Kakinada-533007 East Godavari District, Andhra Pradesh
6. Andhra Pradesh Coastal Management Authority Ministry of Environment Forest and Climate Change, Rep by its Member Secretary D.No.33-26-14 D/2, Near Sunrise Hospital Chalamavari Street, Kasturibaipet Vijayawada-520010, Andhra Pradesh
7. A.P. Pollution Control Board, Rep by its Environmental Engineer Regional Office, H.No.2-532 Santhi Nagar, Near DIC office Ramanayapeta, Kakinada - 533 005
8. The District Forest Officer, Near Collector bungalow, Bhanugudi Junction East Godavari District, Kakinada-533003, Andhra Pradesh
9. The District Collector R R Road,, Kakinada-533001 East Godavari District, Andhra Pradesh
10. The Commissioner, Kakinada Municipal Corporation Kakinada, East Godavari District Andhra Pradesh
11. The Tahasildhar, Kakinada Urban Kakinada, East Godavari District Andhra Pradesh.

Respondents

Petition under article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased to issue an appropriate writ more in the nature of Writ of Mandamus declaring the action of the Respondents in permitting the construction by uprooting the Mangrove trees and filling the creeks for construction of houses in T.S. No's 2004, 1985/3, 1990, 374, 376, 387 at Dummulapeta, Suryaraopeta, Kakinada, which is Coastal Regulation Zone/High tidal area abutting the sea shore, especially when the entire globe is grappled with the deadly virus i.e. pandemic Covid-19, as being arbitrary, illegal and violative of Articles 14, 19 and 300-A of the Constitution of India besides in contraventions of the guidelines framed to control Covid-19 pandemic by the World Health Organization and consequently direct the Respondents not to uproot the Mangrove trees and not to fill the creeks for construction of houses in T.S. No's 2004, 1985/3, 1990, 374, 376, 387 at Dummulapeta, Suryaraopeta, Kakinada pending Writ Petition, and issue such other Writ or order or direction as deemed fit and proper in the circumstances of case.

**IA NO: 1 OF 2020**

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 Respondents to not to uproot the Mangrove trees and not to fill the creeks for construction of houses in T.S. No's 2004, 1985/3, 1990, 374, 376, 387 at Dummulapeta, Suryaraopeta, Kakinada, pending disposal of WP(PIL) 105 of 2020, on the file of the High Court.



The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and order of the High Court dated 27-04-2020 made herein and upon hearing the arguments of Sri Prasada Rao Pamula Advocate for the Petitioner, Sri C. Sumon, Special GP for the Respondent Nos.1,2,4 & 9 and of Sri M. Manohar Reddy, Standing Counsel for Respondent No.10, the Court made the following

**ORDER:**

**Sri C. Sumon, learned Government Pleader, prays for time to file reply on behalf of respondents 1,2,4,8,9 and 11.**

**Sri M. Manohar Reddy, learneds counsel, appears on behalf of respondent No.10. He also prays for time to file reply.**

**As prayed, three days time to file reply is allowed.**

**List the matter next week.**

**Meanwhile, notice be issued to the remaining respondents.**

**Interim order passed earlier shall remain in operation till the next date of listing.**

**Sd/- K. JAGAN MOHAN  
DEPUTY REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

**To**

1. The Principal Secretary Department of Revenue Department, State of Andhra Pradesh, Secretariat, Tulluru, Velagapudi, Guntur District
2. The Principal Secretary Department of Municipal Administration and Urban Development Authority, State of Andhra Pradesh, Secretariat, Tulluru, Velagapudi, Guntur District
3. The Commissioner of Fisheries, Bandar Road, Poranki Vijayawada - 521137, Krishna District Andhra Pradesh
4. The Joint Director of Fisheries, State Institute of Fisheries Technology Jaganaikpur, Kakinada - 533002 East Godavari District, Andhra Pradesh
5. The Directorate of Ports, Rep by its Director Beach Road, Kakinada-533007 East Godavari District, Andhra Pradesh
6. The Member Secretary, Andhra Pradesh Coastal Management Authority Ministry of Environment Forest and Climate Change, D.No.33-26-14 D/2, Near Sunrise Hospital Chalamavari Street, Kasturibaipet Vijayawada-520010, Andhra Pradesh (by RPAD)
7. The Environmental Engineer, A.P. Pollution Control Board, Regional Office, H.No.2-532 Santhi Nagar, Near DIC office Ramanayapeta, Kakinada - 533 005 (BY RPAD)
8. The District Forest Officer, Near Collector Bungalow, Bhanugudi Junction East Godavari District, Kakinada-533003, Andhra Pradesh
9. The District Collector R R Road,, Kakinada-533001 East Godavari District, Andhra Pradesh
10. The Commissioner, Kakinada Municipal Corporation Kakinada, East Godavari District Andhra Pradesh
11. The Tahasildhar, Kakinada Urban Kakinada, East Godavari District Andhra Pradesh
12. One CC to SRI. PRASADA RAO PAMULA, Advocate [OPUC]
13. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
14. Two CCs to GP for Municipal Administration, High Court of Andhra Pradesh. [OUT]
15. Two CCs to GP for Fisheries, High Court of Andhra Pradesh. [OUT]
16. Two CC to GP for Pollution Control Board, High Court of Andhra Pradesh (OUT)
17. Two CC to Sri C. Sumon, Special GP, High Court of Andhra Pradesh (OUT)
18. One spare copy

HIGH COURT

HCH & LKJ

DATED:04.05.2020

ORDER

WP(PIL).No.105 of 2020

STATUS QUO EXTENDED

- 7 MAY 2020