THE HON'BLE SRI JUSTICE D. RAMESH

WRIT PETITION No.9844 OF 2018

ORDER:-

This Writ Petition is filed under Article 226 of Constitution of

India seeking the following relief:-

"....to issue an appropriate Writ, order or direction in the nature of writ of Mandamus, declaring the action of the respondents in

dispossess the petitioners by demolishing the structures in

D.No.7-122 & 7-123 constructed in the land admeasuring 50

Sq.yds belonging to the 1st petitioner and the structures in D.No.

7-112, 7-113, 7-114 and 7-115 belonging to the 2nd petitioner

herein situated in Sy.No.245/2 of M. Nagulapalli Village, Dwaraka

Tirumala Mandal, West Godavari District without issuing any

notice and without recourse to law as illegal, violative of Article

14, 21 and 300-A of the Constitution of India."

2. Learned Standing Counsel appearing for respondents on

instructions stated that the alignment of road has been

changed and in view of the same and never tried to

dispossess or demolish the petitioners from their respective

properties without following due process of law.

3. Learned counsel for the petitioners states that the

petitioners are the owners and possessors of the properties.

Hence, in view of change of circumstances, if the respondents

acquire the petitioners' properties for any purpose in future,

they should follow due process of law.

4. Considering the submission made by both the counsel

this Writ Petition is closed by directing the respondents not to

dispossess the petitioners from the subject property without

following due process of law. No order as to costs.

Consequently, miscellaneous petitions pending, if any,

shall stand closed.

JUSTICE D. RAMESH

Date: 08.03.2021

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