

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

MONDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FOUR



PRESENT
THE HON'BLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 11845 OF 2021

Between:

Kumarakalva Shake Ameerunissa Begum, W/o. Salauddin, Female, Aged 64 years, R/o. D.No.7-56-1, Gadwal Street, Near Flower Market Street, Kadiri village, Kadiri Mandal, Ananthapuram District.

...PETITIONER

AND

1. The National High Way Authority of India, Rep. By its Chairman, G 5 & 6, Sector -10, Dwaraka, New Delhi.
2. The Joint Collector cum Competent Authority (Land Acquisition), (National Highway Kadiri Bypass Project) Ananthapuram District. Ananthapuram.
3. The Revenue Divisional Officer, Kadiri Revenue Division, Kadiri, Ananthapuram-515591.
4. The Mandal Tahsildar, Kadiri Mandal, Kadiri, Ananthapuram District - 515591.
5. The Superintendent of Engineer (R and B), N.H.Circle, Ananthapuram, Ananthapuram District.

...RESPONDENTS

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 a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in changing the alignment of the National Highway No.42, at 159/250 km to 168/450 km (kadiri Bypass) at petitioner's land point in Sy.No.175-2D, 175-3A1 of Kadiri village and Mandal, Peg-marking excess extent of land mentioned in the Notification Dt.23.03.2020 as illegal, irregular, arbitrary, violative of the provisions of the National Highways Act 1956 and Rules framed there under and also offends Articles, 14, 21 and 300-A of Constitution of India and consequently direct the Respondents not to change the alignment of the road, i.e., National Highway No.42, at 159/250 km to 168/450 km (kadiri Bypass).

IA NO: 1 OF 2021

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 grant stay of all further proceedings including dispossession and formation of the road in petitioner's land in total Ac. 2.00 cents i.e., an extent of Ac.1.00 cents in R.S.No. 175-3A1 and Ac.1.00 cents in R.S.No.175-2D of Kadiri village and Mandal of Anathapuram District, pending disposal of the above writ petition in the interest of justice.

**Counsel for the Petitioner: SRI M LALITH KUMAR, ADVOCATE
REPRESENTING FOR SRI MANGENA SREE RAMA RAO**

Counsel for the Respondent No.1: SRI S S VARMA (SC FOR NHAI)

Counsel for the Respondent Nos. 2 to 4: GP FOR REVENUE

Counsel for the Respondent No. 5: GP FOR ROADS AND BUILDINGS

The Court made the following: ORDER



IN THE HIGH COURT OF ANDHRA
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[3332]

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TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 11845/2021

Between:

Kumarakalva Shake Ameerunissa Begum ...PETITIONER

AND

The National High Way Authority Of India ...RESPONDENT(S)
and Others

Counsel for the Petitioner:

1.MANGENA SREE RAMA RAO

Counsel for the Respondent(S):

1.GP FOR ROADS BUILDINGS

2.GP FOR REVENUE

3.

The Court made the following:

Sri M.Lalith Kumar, learned counsel representing Sri Mangena Sree Rama Rao, learned counsel for the petitioner on instructions of the petitioner submitted that pursuant to the filing of this writ petition the respondent authorities clarified the extent

of land which they are going to acquire from the petitioner and further they have paid compensation to the petitioner in that regard. As such, prayed to close the writ petition.

2. Taking the submissions into consideration, as the respondent authorities have given clarification regarding the extent of land to be acquired, and paid compensation to the petitioner, there remains nothing for adjudication and the writ petition is liable to be closed.

3. Recording the submissions of the learned counsel for the petitioner, the writ petition is **closed**. There shall be no order as to costs.

Consequently, Miscellaneous applications, if any, pending in the writ petition shall stand closed.

//TRUE COPY//

**SD/- SHAIK MOHD. RAFI
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to Sri Mangena Sree Rama Rao Advocate [OPUC]
2. One CC to Sri S S Varma, SC for NHAI Advocate [OPUC]
3. Two CCs to GP for Roads and Buildings, High Court of Andhra Pradesh [OUT]
4. Two CCs to GP for Revenue, High Court of Andhra Pradesh [OUT]
5. Three CD Copies

TF

HIGH COURT

DATED:23/09/2024

ORDER

WP.No.11845 of 2021



CLOSING THE W.P. WITHOUT COSTS