

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND EIGHT

PRESENT
THE HON'BLE MR JUSTICE N.V. RAMANA
WRIT PETITION NO : 11666 of 2008

Between:

- 1 D.Rajendra Prasad, S/o. Ramaswamy,
R/o. Bandameedakammappalle, Madanapalle, Chittoor District.
- 2 D.Dwarakanath, S/o. Ramaswamy,
R/o. Bandameedakammappalle, Madanapalle, Chittoor District.

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PETITIONERS

AND

- 1 The State of Andhra Pradesh, Rep by its District Collector,
Chittoor.
- 2 The Andhra Pradesh Water Resources Development
Corporation, Hyderabad.
- 3 The Revenue Divisional Officer, Madanapalle, Chittoor
District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue appropriate writ, order or direction, in the nature of Mandamus, directing the respondent authorities not to proceed with changing the course of the channel of Handri Neeva Project through wet lands in Sy.Nos. 490, 497, 505, 505, 515, 516, 513, 511, 507, and 508 of Kollabailu Village, Madanapalle Mandal, Chittoor District, belonging to the petitioners and pass

Counsel for the Petitioner:MR.S.V.SUNDARARAJAN

Counsel for the Respondent No.: GP FOR REVENUE

The Court made the following :

ORDER:

This writ petition is filed seeking a direction to the respondents not to proceed with changing the course of the channel of Handri Neeva Project through the wetlands in Sy.Nos. 490, 497, 505, 505, 515, 516, 513, 511, 507, and 508 of Kollabailu Village, Madanapalle Mandal, Chittoor District, belonging to the petitioners.

On 10.6.2008, this Court ordered notice and today when the matter is taken up, the learned Government Pleader produced before this Court the instructions received by him from the Superintending Engineer, AVRHNSS Circle No.3, Madanapalle dated 12.6.2008 to the effect that the alignment of the AVRHNSS Project Punganuru Branch canal is passing through Katlatapalle, H/o Kollabailu Village from Chainage 151 km to 151.9 km as per the tentative approval of the Superintending Engineer, AVRHNSS Circle No.3, Madanapalle in proceedings No.SE/AVRHNSS/ MPL/DB/42 MPL Dated 31.1.2008. It is further stated that the land acquisition proposal submitted by the contractor and Executive Engineer, AVRHNSS Division No.12 Madanapalli have not covered the lands in Sy.No.490, 497, 505, 515, 516, 513, 511, 507 and 508 of Kollabailu Village Madanapalle Mandal, Chittoor District and that there is no change in canal alignment.

In view of the above statement that there is no change in the canal alignment and that the lands of the petitioners are not coming in the canal alignment, no further orders need be passed in this writ petition. It is accordingly closed making the instructions obtained by the Government Pleader as part of the record.

N.V.RAMANA,J

DT.13.6.2008

msv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

- 1 The State of Andhra Pradesh, Rep by its District Collector, Chittoor.
- 2 The Andhra Pradesh Water Resources Development Corporation, Hyderabad.
- 3 The Revenue Divisional Officer, Madanapalle, Chittoor District.

- 4 2CCs to Govt.Pleader for Irrigation, High Court of A.P. Hyd (OUT)

- 3 2CD copies