

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MONDAY, THE FOURTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY ONE

:PRESENT:
THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY



IA No. 1 OF 2021
IN
WP NO: 18199 OF 2021

Between:

Natti Kumar, S/o. N. Venkatrao, Pro.of Visaka talkies Proprietor, Aged about 49 years, Residing at Plot No.343, R.K.Duplex, Kirlampudi Layout, Beach Road, Visakhapatnam, Visakhapatnam District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Home Department, Secretariat building, Velagapudi, Amaravathi, Guntur District.
2. The Joint Collector, Visakhapatnam, Visakhapatnam District.
3. The Revenue Divisional Officer, Anakapalli, Visakhapatnam District, Andhra Pradesh.
4. Sri Sai Lakshmi Theatre, Rep. by its Prop.Pusarla Pavan Kumar, Sai Lakhmi Complex, Main Road, Chodavaram, Anakapalli Mandal, Visakhapatnam District.

...Respondents

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondent Nos.1 to 3 to consider and take a decision on my representation Dt.05.08.2021 accordance with G.O.Ms. 35 dated 08.04.2021 and also in terms of section 9, 10 and 11 of the A.P. Cinemas regulations act, 1955, pending disposal of WP No.18199 of 2021, 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 the earlier Order of the High Court dated 04.09.2021 made herein and upon hearing the arguments of Sri N Subba Rao, Advocate for the Petitioner and GP for Home for Respondent Nos.1 to 3, the Court made the following:

ORDER:

"There shall be a direction to respondents 1 to 3 to consider the representation dated 05-08-2021 submitted by the petitioner and take decision on it in accordance with G.O.Ms.No.35, dated 08-04-2021 and in terms of Sections 9, 10, 11 of the Andhra Pradesh Cinemas (Regulation) Act, 1955, by the next date of hearing."

Sd/- K. TATA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Home Department, State of Andhra Pradesh, Secretariat building, Velagapudi, Amaravathi, Guntur District.
2. The Joint Collector, Visakhapatnam, Visakhapatnam District.
3. The Revenue Divisional Officer, Anakapalli, Visakhapatnam District, Andhra Pradesh.
4. Pusarla Pavan Kumar, Proprietor, Sri Sai Lakshmi Theatre, Sai Lakhmi Complex, Main Road, Chodavaram, Anakapalli Mandal, Visakhapatnam District. (1 to 4 by RPAD)
5. One CC to Sri. N Subba Rao, Advocate [OPUC]
6. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
7. Two CCs to GP for Revenue, High Court of Andhra Pradesh. [OUT]
8. One spare copy.

MSB

HIGH COURT

CMR,J

DATED:04/10/2021

ORDER

**IA No. 1 OF 2021
IN
WP.No.18199 of 2021**

INTERIM DIRECTION





**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

**MONDAY, THE FOURTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY ONE**

:PRESENT:

THE HONOURABLE SRI JUSTICE CHEEKATI MANAVENDRANATH ROY

WRIT PETITION NO: 18199 OF 2021

Between:

Natti Kumar, S/o. N. Venkatrao, Pro. of Visaka talkies Proprietor, Aged about 49 years, Residing at Plot No.343, R.K.Duplex, Kirlampudi Layout, Beach Road, Visakhapatnam, Visakhapatnam District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Home Department, Secretariat building, Velagapudi, Amaravathi, Guntur District.
2. The Joint Collector, Visakhapatnam, Visakhapatnam District.
3. The Revenue Divisional Officer, Anakapalli, Visakhapatnam District, Andhra Pradesh.
4. Sri Sai Lakshmi Theatre, Rep. by its Prop. Pusalra Pavan Kumar, Sai Lakhmi Complex, Main Road, Chodavaram, Anakapalli Mandal, Visakhapatnam District.

...Respondents

WHEREAS the Petitioner above named through his Advocate Sri N Subba Rao presented this 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 a Writ of Mandamus to declare the action of the Respondent No. 1 to 3 in failure to take action on my representation 05.08.2021 against the 4th Respondent is in accordance with G.O.Ms.35 dated 08.04.2021 and also in accordance with section 9, 10 and 11 of the A.P. Cinemas regulations act, 1955 as illegal, arbitrary and consequently, direct the Respondents to act on my representation and to take action in terms of G.O.Ms. 35 dated 08.04.2021 and in terms of provisions A.P. Cinemas regulations act, 1955.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri N Subba Rao, Advocate for the Petitioner and GP for Home for Respondents, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Pusalra Pavan Kumar, Proprietor, Sri Sai Lakshmi Theatre, Sai Lakhmi Complex, Main Road, Chodavaram, Anakapalli Mandal, Visakhapatnam District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

The Court made the following;

ORDER:

"Notice of 4th respondent not yet returned.

At request of learned counsel for the petitioner, issue fresh notice to 4th respondent.

Learned counsel for the petitioner is permitted to take out personal notice to the 4th respondent by registered post with acknowledgment due and file proof of service into the Registry.

Learned Assistant Government Pleader for Home would submit that he has filed counter-affidavit of respondents 1 to 3 in the Registry today.

The Registry is directed to place the same on record.

Post the matter after Dusara Vacation, 2021."

//TRUE COPY//

Sd/-K.TataRao
ASSISTANT REGISTRAR
SECTION OFFICER

For

To,

1. The Principal Secretary, Home Department, State of Andhra Pradesh, Secretariat building, Velagapudi, Amaravathi, Guntur District.
2. The Joint Collector, Visakhapatnam, Visakhapatnam District.
3. The Revenue Divisional Officer, Anakapalli, Visakhapatnam District, Andhra Pradesh.
4. Pusalra Pavan Kumar, Proprietor, Sri Sai Lakshmi Theatre, Sai Lakhmi Complex, Main Road, Chodavaram, Anakapalli Mandal, Visakhapatnam District. **(1 to 4 by RPAD along with a copy of petition and Affidavit)**
5. One CC to Sri. N Subba Rao, Advocate [OPUC]
6. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
7. One spare copy.

MSB

HIGH COURT

CMR,J

DATED:04/10/2021

ORDER

POST THE MATTER AFTE DASARA VACATION, 2021

NOTICE BEFORE ADMISSION

WP.No.18199 of 2021

