

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. _____ OF 2026
(Arising out of SLP(C) No. 35791/2026)

YUVAJANA SRAMIKA RYTHU CONGRESS PARTY

APPELLANT(S)

VERSUS

STATE ELECTION COMMISSION,
ANDHRA PRADESH & ORS.

RESPONDENT(S)

O R D E R

1. Leave Granted.
2. Heard learned Senior Counsel on behalf of the parties.
3. The controversy pertains to elections to the Panchayat Raj Institutions and Urban Local Bodies in the State of Andhra Pradesh. The High Court has, through an elaborate judgment, dealt with various issues and, in the penultimate paragraph, has directed the State Election Commission to expeditiously commence the process of holding these elections, preferably within six weeks from the date of judgment, i.e., 01.10.2026. It has been pointed out that there are State legislations, including

the Andhra Pradesh Panchayat Raj Act, 1994 (in short, the '1994 Act'), Andhra Pradesh Municipalities Act, 1965, and Andhra Pradesh Municipal Corporations Act, 1955, to govern these elections. The High Court, in the final directions, has expressly held that the electoral roll for the purpose of these elections shall be in conformity with Section 11 of the 1994 Act.

4. Section 11 of the 1994 Act contemplates that the electoral roll for Gram Panchayat shall be prepared by the authorised person in such manner and by reference to such qualifying date as may be prescribed. The provision further says that the electoral roll shall consist of such part of the electoral roll for the assembly constituencies published under the Representation of the People Act, 1950, "as revised or amended under the said Act, up to the qualifying date, as relates to the village or any portion thereof". Proviso to Section 11 reads as follows.

"11. xxx xxx xxx

Provided that any amendment, transposition or deletion of any entries in the electoral roll, or any inclusion of names in the electoral roll of the Assembly Constituencies concerned, made by the Electoral Registration Officer under section 22 or section 23, as the case may be, of the Representation of the People Act, 1950, up to the date of election notification, for any election held under this Act, shall be carried out in the electoral roll of the Gram Panchayat and any such names included shall be added to the part relating to the last Ward."

5. As things stand, the Election Commission of India has issued a Press Note on 30.09.2026, in terms whereof, the Special Incentive Revision (SIR) of the electoral rolls in the State of Andhra Pradesh is proposed to be completed and the final electoral roll are to be published on 16.10.2026.

6. The State Election Commission has yet not notified the election. Learned Senior Counsel for the Andhra Pradesh State Election Commission states that the election will be notified within the period granted by the High Court.

7. That being so, we clarify that if the final electoral roll prepared by the Election Commission of India upon completion of the SIR is published before the date of notification of elections by the State Election Commission, such revised electoral roll shall be treated as the final electoral roll for the purpose of conducting the elections. However, if, for any reason, the final electoral roll pursuant to the SIR is not published before the date of notification of elections by the State Election Commission, the elections shall be conducted on the basis of the previously existing electoral roll, in accordance with Sections 11 and 12 of the 1994 Act.

8. With this clarification, the appeal is disposed of.
9. Pending applications, if any, also stand disposed of.

.....CJI.
(SURYA KANT)

.....J.
(JOYMALYA BAGCHI)

.....J.
(V. MOHANA)

NEW DELHI;
OCTOBER 09, 2026

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s).35786/2026

[Arising out of impugned final judgment and order dated 01-10-2026 in WA No.1063/2026 passed by the High Court of Andhra Pradesh at Amravati]

PAKA SURESH

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

IA No. 309936/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

WITH

SLP(C) No. 35791/2026 (XII-A)

IA No. 309988/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 309989/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

Date : 09-10-2026 These matters were called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE JOYMALYA BAGCHI
HON'BLE MRS. JUSTICE V. MOHANA

For Petitioner(s) :Mr. Nikhil Goel, Sr. Adv.
Ms. Charu Bansal, Adv.
Mr. Mahfooz Ahsan Nazki- 2744, AOR
Mr. Vivek Rajan D.B, Adv.'
Ms. T. Geetha, Adv.

Mr. C. A. Sundaram, Sr. Adv.
Mr. S Niranjana Reddy, Sr. Adv.
Mr. Mahfooz Ahsan Nazki- 2744, AOR

For Respondent(s) :Mr. K. Parameshwar, Sr. Adv.
Mr. Amit Pai, Adv.
Mr. N. Ashwani Kumar, Adv.
Ms. Pankhuri Bhardwaj- 3711, AOR
Mr. Sai Kaushal Nuthalapati, Adv.
Mr. Shathaayu Patil, Adv.
Ms. Kaveri Kuruvatti, Adv.

Mr. A.K. Ganguli, Sr. Adv.

Mr. Sidharth Luthra, Sr. Adv.
Mr. Dammalapati Srinivas, Adv.
Mr. Dammalapati Srinivas, Advocate General
Mr. Guntur Pramod Kumar- 2788, AOR
Ms. Prerna Singh, Adv.
Mr. Arunabha Ganguli, Adv.
Mr. Suhail Ahmed, Adv.
Mr. Shreeyash Uday Lalit, Adv.
Mr. Parv Arora, Adv.
Mr. Dhruv Yadav, Adv.
Ms. Rakshita, Adv.

**UPON hearing the counsel the Court made the following
O R D E R**

SLP (C) No(s).35786/2026 (Item No.9)

1. We have heard learned Senior Counsel for the petitioner at considerable length.
2. In view of the fact that the census exercise is already complete, we are not inclined to entertain this special leave petition. The same is, accordingly, dismissed.
3. However, the question of law is kept open to be decided in an appropriate case.
4. Pending applications, if any, also stand disposed of.

SLP(C) No. 35791/2026 (Item No.9.1)

5. Leave granted.
6. The appeal is disposed of in terms of the signed order.
7. Pending applications, if any, also stand disposed of.

(ARJUN BISHT)
ASTT. REGISTRAR-cum-PS

(PREETHI DILEEP KUMAR)
DY. REGISTRAR

(signed order in SLP(C) No.35791/2026 is placed on the file)