

[3331]

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

MONDAY, THE SIXTEENTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY SIX

**:PRESENT:
THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI**

WRIT PETITION NO: 3238 OF 2026

Between:

Duvvuru Vijay Bhaskar Reddy, S/o Venkata Subbareddy, Aged 61 years, R/o. Kalluru Village, Vakadu Mandal, Tirupati District- 524415.

Petitioner

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Panchayat Raj & Rural Development Department, Secretariat Buildings, Velagapudi, Amaravati, Andhra Pradesh- 522238
2. The State of Andhra Pradesh, Represented by its Principal Secretary, Housing Department, Secretariat Buildings, Velagapudi, Amaravati, Andhra Pradesh- 522238
3. The District Water Management Agency(DWMA), Rep. by District Collector/District Programme Coordinator (DPC), DWMA, Tirupati, Andhra Pradesh- 517501.
4. The Project Director, DWMA, Tirupati, Andhra Pradesh- 517501.
5. The Mahathma Gandhi National Rural Employment, Guarantee Scheme (MGNREGS), Rep. by Additional Program Officer, Vakadu Mandal, Tirupati District- 524415.

6. The A.P. State Housing Corporation Ltd., Rep. by its Managing Director,
Plot No 11 & 12 Behind BSNL, Telephone Exchange Auto Nagar,
Vijayawada, Andhra Pradesh- 520007

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate order or direction more particularly, one in the nature of Writ of Mandamus, declaring the action of the Respondents particularly Respondent No. 4 in issuing Show cause notice vide Roc. No. K1/700/2025 Dt. 16.09.2025 and personal appearance Notice Dt. 13.10.2025 as illegal, arbitrary and without jurisdiction and violative of the Petitioner's fundamental rights under Articles 14, 21, and 300-A of the Constitution of India and consequently set aside the Show cause notice vide Roc. No. K1/700/2025 Dt. 16.09.2025 issued by Respondent No.4.

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay the proceedings pursuant to the Show cause notice vide Roc. No. K1/700/2025 Dt. 16.09.2025 issued by Respondent No.4, Pending disposal of WP 3238 of 2026, 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 upon hearing the arguments of Sri BUGULU SREETEJA Advocate for the Petitioner, GP FOR PANCHAYAT RAJ RURAL DEV for the Respondent No.1; GP for Housing for the Respondent No.2; Sri Ramachandra Murthy, Standing Counsel for the Respondent No.5; Sri Mallikharjuna Moorthy, Standing Counsel for the Respondent No.6, the Court made the following.

ORDER

Impugning the show-cause notice vide Roc.No.K1/700/2025, dated 16.09.2025 (Ex.P1), issued by respondent No.4, the above writ petition was filed.

Smt. B. Sreeteja, learned counsel for the petitioner would submit that as per Circular No.1086689/CPR&RD/EGS/PM-SP/2020, dated 21.02.2023, issued by the Commissioner of Panchayat Raj and Rural Development, respondent No.4 has no jurisdiction to issue the show-cause notice impugned. Learned counsel would also submit that the petitioner, earlier filed W.P.No.1578 of 2025 and the same was disposed of on 18.08.2025. Thereafter, respondent No.4 issued the show-cause notice impugned, for which, the petitioner submitted an explanation vide Ex. P2. Later, the petitioner attended before the authority and submitted another explanation vide Ex.P4.

The writ petition was listed on 05.02.2026 and 12.02.2026 and was adjourned at the request of learned Assistant Government Pleader, for getting instructions.

Today, when the matter is taken up, learned Assistant Government Pleader submitted the instructions of the Project Director vide Lr.Rc.No.K1/075/2026, dated 13.02.2026. As seen from the instructions, 2nd QC team visited the work site on 04.11.2025 and submitted a report dated 22.11.2025, duly recommending that the total value of the work done by the petitioner is Rs. 17,09,952/-; the amount already paid is Rs.8.44,034/- and the balance payment made to the executing agency is Rs.8,65,918/-.

Learned counsel for the petitioner would submit that the work entrusted to the petitioner is leveling and filling of housing colonies. In fact, after leveling and filling, the houses were constructed and those were allotted to the beneficiaries.

When this posed a question as to the time fixed to conduct Quality Control, learned Assistant Government Pleader seeks further time.

Given the facts and circumstances of the case, the learned respondent No.4 is requested to appear before this Court in person to assist the Court regarding the work executed by the petitioner, similar works being executed by other contractors; role of Project Director, DWMA; circular issued by the Commissioner of Panchayat Raj and Rural Development dated 21.02.2023 and the time fixed to conduct Quality Control. Learned respondent No.4 shall also produce the entire record relating to these constructions.

List the matter on 23.02.2026 in the Adjourned Motion List.

SD/-K.V.RAGHAVULU
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Project Director, DWMA, Tirupati, Andhra Pradesh- 517501. (by Speed Post – For Appearance before this Court in person to assist the Court)
2. One CC to SRI. BUGULU SREETEJA Advocate [OPUC]
3. One CC to Sri Ramachandra Murthy, Standing Counsel [OPUC]
4. One CC to Sri Mallikharjuna Moorthy, Standing Counsel [OPUC]
5. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV ,High Court Of Andhra Pradesh. [OUT]
6. Two CCs to GP FOR Housing, High Court Of Andhra Pradesh. [OUT]
7. One spare copy

HIGH COURT

SRS,J

DATED:16/02/2026

LIST THE MATTER ON 23.02.2026 IN THE ADJOURNED MOTION LIST

ORDER

WP.No.3238 of 2026

APPEARANCE

