

[3330]

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

WEDNESDAY, THE TWENTY FIFTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

WRIT PETITION NO: 3636 OF 2026



Between:

Nadipudi Kishore, S/o Nadipudi Ramana, Age. 29 Years Occupation.
Business, H. No 21-1-52, Kothapeta, Peddapuram, Kakinada, Andhra
Pradesh-533437.

... Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Transport, Roads and Buildings Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh - 522503.
2. The Deputy Transport Commissioner, Kakinada District, Transport Department, Government of Andhra Pradesh, Kakinada, Andhra Pradesh.
3. The State of Andhra Pradesh, Rep. by Special Chief Secretary to Government, Department of Industries and Commerce, Room No. 102, Ground Floor, Block 2, AP Secretariat, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh 522 503.
4. The Joint Director (II), Commissioner of Industries, Government of Andhra Pradesh, Andhra Pradesh Industries Infrastructure Corporation (APIIC) Government Of Andhra Pradesh, Mangalagiri, Guntur, Andhra Pradesh-522503.
5. The Commissioner of Industries, Government of Andhra Pradesh, Andhra Pradesh Industries Infrastructure Corporation (APIIC)

Government Of Andhra Pradesh, Mangalagiri, Guntur, Andhra Pradesh-522503

6. The State Level Committee, Rep. by its Chairman, Commissioner of Industries, Andhra Pradesh Industries Infrastructure Corporation (APIIC) Government Of Andhra Pradesh, Mangalagiri, Guntur, Andhra Pradesh-522503.
7. The General Manager, District Industries Centre, Kakinada, Andhra Pradesh-533005.
8. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Finance and Planning, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh - 522 503
9. The Comprehensive Financial Management System, Finance and Planning Department Rep by its Chief Executive Officer 6th Floor, C-Block, Anjaneya Towers, Ibrahimpatnam Krishna District, Andhra Pradesh - 521456.
10. The Branch Manager, Indusind Bank (Consumer Finance Division) D.No. 13-1-33/2,2nd Floor, Beside Dakshin Haveli Restaurant,Opp.Town Hall, Main Road Kakinda District, Andhra Pradesh - 533001.

... 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 Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus

- i. Declare that the consequential proceedings bearing Letter No. 538/A2/2025 dated 05.12.2025 issued by the Deputy Transport Commissioner, Kakinada District, communicated on 08.12.2025, having been issued without affording any notice or opportunity of hearing to the Petitioner and resulting in deprivation of the Petitioners sole means of livelihood, are illegal, arbitrary, unreasonable, and unconstitutional, being

violative of the principles of natural justice and Articles 14, 19(1)(g), and 21 of the Constitution of India

- ii. Declare that the inaction of the Respondents in complying with G.O.Ms. No.108, Industries and Commerce (IP) Department, dated 14.11.2015, G.O.Ms. No.42, Industries and Commerce (IP) Department, dated 05.05.2011, and G.O.Ms. No.10, Industries and Commerce (IP) Department, dated 25.02.2021, in not releasing the admitted, approved, and sanctioned subsidy amount of Rs.24,03,107/- to the Petitioner, along with interest on the outstanding amount calculated up to 27.01.2026 at Rs.7,23,697.32/-, totaling Rs.31,26,804.32/-, is illegal, arbitrary, unconstitutional, and violative of Articles 14, 19(1)(g), and 21 of the Constitution of India, as well as the Petitioners rights under the aforesaid Government Orders
- iii. Declare that the inaction of the Respondents in considering and disposing of the Petitioners representation dated 21.11.2025 is illegal, arbitrary, and unconstitutional, and constitutes a violation of Articles 14, 19(1)(g), and 21 of the Constitution of India, as well as the Petitioners statutory rights under the relevant Government Orders
- iv. Consequentially direct the Respondents to forthwith release the admitted, approved, and sanctioned subsidy amount of Rs.24,03,107/- to the Petitioner, together with interest calculated at 12% per annum from 26.07.2023 (being the 91st day from the date of sanction) till 27.01.2026 amounting to Rs.7,23,697.32/-, making a total sum of Rs.31,26,804.32/-, and with further interest @ 12% per annum from 28.01.2026 till the date of actual payment
- v. Direct the Respondent- IndusInd Bank (Consumer Finance Division) not to take any coercive steps, including

confirmation of sale or transfer of ownership of the Ashok Leyland Goods Carriage bearing Registration No. AP39UM4689, which is the Petitioners sole source of livelihood, until the aforesaid sanctioned subsidy amount along with interest is released by Respondents.

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 operation and effect of the proceedings bearing Letter No. 538/A2/2025 dated 05.12.2025, issued by the Deputy Transport Commissioner, Kakinada District, communicated on 08.12.2025, including any consequential action taken or proposed to be taken pursuant thereto, Pending disposal of WP 3636 of 2026, on the file of the High Court.

IA NO: 2 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 direct the Respondents to forthwith release the admitted, approved, and sanctioned subsidy amount of Rs. 24,03,107/ to the Petitioner under G.O.Ms. No.108, Industries & Commerce (IP) Department, dated 14.11.2015, G.O.Ms. No.42, Industries & Commerce (IP) Department, dated 05.05.2011, and G.O.Ms. No.10, Industries & Commerce f (IP) Department, dated 25.02.2021, on a priority basis within four (4) weeks from the date of receipt of a copy of this order, Pending disposal of WP 3636 of 2026, on the file of the High Court.

IA NO: 3 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 direct the Respondents to consider and dispose of the Petitioner's representation dated 21.11.2025 within a period of two (2) weeks from the date of order and to communicate the decision to the Petitioner, failing which the Respondents shall be liable for consequences, Pending disposal of WP 3636 of 2026, on the file of the High Court.

IA NO: 4 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 direct the Respondent Bank No.8 (IndusInd Bank, Consumer Finance Division) not to take any coercive steps, including the sale of the Ashok Leyland goods truck lorry (Registration No. AP39UM4689) pursuant to pre sale notice dated 16.10.2024, which is the Petitioner's sole means of livelihood, until the release of the above-sanctioned amounts by the other Respondents, Pending disposal of WP 3636 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 RAJARATNAM YENNAPU Advocate for the Petitioner, GP FOR TRANSPORT for the Respondent Nos.1 & 2, GP FOR INDUSTRIES for respondent no. 3, GP FOR FINACE & PLANNING for respondent Nos.8 & 9, and the Court made the following.

ORDER

The learned counsel for the petitioner is permitted to take out personal notice to the 10th respondent and shall file proof of service in the Registry.

List the matter after three (03) weeks.

In the meanwhile, the 7th respondent is directed to examine the representation dated 21.11.2025 and pass appropriate orders and communicate the said decision to the petitioner within a period of three (03) weeks from the date of receipt of copy of this Order.

SD/- T. SRINIVASA RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary to Government, Transport, Roads and Buildings Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh - 522503.
2. The Deputy Transport Commissioner, Kakinada District, Transport Department, Government of Andhra Pradesh, Kakinada, Andhra Pradesh.
3. The Special Chief Secretary to Government, State of Andhra Pradesh, Department of Industries and Commerce, Room No. 102, Ground Floor, Block 2, AP Secretariat, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh 522 503.
4. The Joint Director (II), Commissioner of Industries, Government of Andhra Pradesh, Andhra Pradesh Industries Infrastructure Corporation (APIIC) Government Of Andhra Pradesh, Mangalagiri, Guntur, Andhra Pradesh-522503.

5. The Commissioner of Industries, Government of Andhra Pradesh, Andhra Pradesh Industries Infrastructure Corporation (APIIC) Government Of Andhra Pradesh, Mangalagiri, Guntur, Andhra Pradesh-522503
6. The Chairman, Commissioner of Industries, State Level Committee, Andhra Pradesh Industries Infrastructure Corporation (APIIC) Government Of Andhra Pradesh, Mangalagiri, Guntur, Andhra Pradesh-522503.
7. The General Manager, District Industries Centre, Kakinada, Andhra Pradesh-533005.**(Speed post)**
8. The Principal Secretary, Department of Finance and Planning, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh - 522 503
9. The Chief Executive Officer, Comprehensive Financial Management System, Finance and Planning Department, 6th Floor, C-Block, Anjaneya Towers, Ibrahimpatnam Krishna District, Andhra Pradesh - 521456.
10. The Branch Manager, Indusind Bank (Consumer Finance Division) D.No. 13-1-33/2,2nd Floor, Beside Dakshin Haveli Restaurant,Opp.Town Hall, Main Road Kakinda District, Andhra Pradesh - 533001.(1 to 6 & 8 to 10 by RPAD)
11. One CC to SRI. RAJARATNAM YENNAPU Advocate [OPUC]
12. Two CCs to GP FOR TRANSPORT ,High Court Of Andhra Pradesh. [OUT]
13. Two CCs to GP FOR INDUSTRIES, High Court of Andhra Pradesh. [OUT]
14. Two CCs to GP FOR FINANCE & PLANNING, High Court Of Andhra Pradesh. [OUT]
15. **One spare copy**

KSR

HIGH COURT

TRR, J

DATED:25/02/2026

List the matter after three (03) weeks.

ORDER

WP.No.3636 of 2026

DIRECTION

