

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(Special Original Jurisdiction)

TUESDAY, THE SIXTH DAY OF OCTOBER TWO THOUSAND AND TWENTY

:PRESENT:

THE HONOURABLE THE CHIEF JUSTICE SRI.JITENDRA KUMAR MAHESHWARI

WRIT PETITION NO: 3337 OF 2019

Between:

1. T B Krishna, S/o Venkat Rao
2. Tummala Venkat Rao, S/o late Nagabushanam.

Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Women, Children, Disabled and Senior Citizens Department, Secretariat, Velagapudi Village, Guntur District
2. The Sub-Collector cum Tribunal, Under the Maintenance and Welfare of Parents And Senior citizens Act, O/o. the Sub-Collector, Nuzvid, Krishna District.
3. The Station House Officer, Veeravalli Police Station, Veeravalli, Bapulapadu Mandal, Krishna District.
4. Tummala Kamaladevi, W/o Late Nagabushanam, aged about 85 years, Occ:pensioner, R/o D.No. 1-101, Remalli Village, Bapulapadu Mandal, Krishna District

Respondents

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 an appropriate Writ more particularly one in the nature of WRIT OF MANDAMUS declaring the order dated 18-02-2019 made in D.Dis.I/1950/2018 of 2nd respondent, particularly when the suit OS No. 6 of 2019 filed by the 4th respondent for the same relief is pending adjudication on the file of Prl. Junior Civil Judge, Nuzvid, Krishna District, as illegal, arbitrary and beyond the scope of the provisions of The Maintenance and Welfare of Parents and Senior Citizens Act, 2007 and Rules made there under also violations of principles of natural justice;

IA NO: 1 OF 2019

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to SUSPEND the order dated 18-02-2019 made in D.Dis.I/1950/2018 of 2nd respondent, pending disposal of Writ Petition No. 3337 of 2019, 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 order of the High Court, dated 01.10.2019, 12.11.2019, 04.12.2019, 02.01.2020, 02.03.2020 & 07.09.2020 made herein and upon hearing the arguments of SRI.SREENIVASA RAO VELIVELA Advocate for the petitioners, Learned Government Pleader for Social Welfare appearing for respondents 1 and 2, and of learned Government Pleader for Home appears for 3rd respondent, the Court made the following.

ORDER:

(Through Video Conferencing)

“Heard learned counsel for the parties.

Interim order passed earlier shall remain in operation until further orders.

Immediately on resumption of physical hearing, the case be listed for further orders.

SD/- K. TATARAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. One CC to Sri.Sreenivasa Rao Velivela Advocate [OPUC]
2. Two CCs to GP for Social Welfare, High Court of A.P. [OUT]
3. Two CCs to GP for Home, High Court Of Andhra Pradesh. [OUT]
4. One spare copy

HIGH COURT

HC, J

DATED:06.10.2020

**NOTE: IMMEDIATELY ON RESUMPTION OF
PHYSICAL HEARING, THE CASE BE LISTED FOR
FURTHER ORDERS**

ORDER

WP.No.3337 of 2019

INTERIM ORDER IS EXTENDED

- 1 DEC 2020