

**IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI
(Special Original Jurisdiction)**

**WEDNESDAY, THE NINETEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE**



PRESENT

**THE HON'BLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 6183 OF 2025**

Between:

Vijaya Enterprises, D.No.15-19-37, Main Road, Bhimavaram, West Godavari District Rep by its Proprietor, Anil Kumar Alamuri, S/o Nireekshana Rao, Aged 52 years, R/o Main Road, D.No.15-19-37, Main Road, Bhimavaram, West Godavari District.

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by Principal Secretary, Agricultural Department, Secretariat Buildings, Velagapudi, Amaravathi Guntur District.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Finance AND Planning Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
3. The Commissioner and Director of Agriculture, Government of Andhra Pradesh,, Agricultural Department, Old Mirchi Yard, Nallapadu Road, Guntur District.
4. The Joint Director of Agriculture, West Godavari District, Bhimavaram.
5. The Joint Director of Agriculture, Eluru District, Eluru.
6. The Assistant Director of Agriculture, Eluru District, Eluru.
7. The Assistant Director of Agriculture, Bhimadole, West Godavari District.
8. The Assistant Director of Agriculture, Tadepalligudem, West Godavari 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, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents for with-holding the admitted amount of Rs.11,20,000 /- (Rupees Eleven Lakhs and Twenty thousand Only) vide CFMS nos.2022-193673 for Rs.2,96,000, 2022- 194534 for Rs.2,96,000/-, 2022-194533 for Rs.3,52,000 and CFMS no.2021-1603149 for an amount of Rs.1,76,000/- aggregated to an amount of Rs.11,20,000 /- (Rupees Eleven Lakhs and Twenty thousand Only) for supply of the Sprayers and Tarpaulin in erstwhile West Godavari District is illegal, arbitrary and violation of Article 14, 19, and 21 of the Constitution of India and for consequently direct the respondents to pay Rs.11,20,000 /- (Rupees Eleven Lakhs and Twenty thousand Only) with interest and other reliefs.

IA NO: 1 OF 2025

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 direct the Respondents to release an amount of Rs. 11,20,000 /- (Rupees Eleven Lakhs and Twenty thousand Only) into the petitioner account forthwith, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI DASARI S. V. V. S. V. PRASAD

Counsel for the Respondent Nos.1, 3 to 8: GP FOR AGRICULTURE

Counsel for the Respondent No.2: GP FOR FINANCE AND PLANNING

The Court made the following: ORDER



IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

[3328]

WEDNESDAY, THE NINETEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA
PRASAD

WRIT PETITION NO: 6183/2025

Between:

1. VIJAYA ENTERPRISES, D.NO.15-19-37, MAIN ROAD, BHIMAVARAM,
WEST GODAVARI DISTRICT REP BY ITS PROPRIETOR, ANIL
KUMAR ALAMURI, S/O NIREEKSHANA RAO, AGED 52 YEARS, R/O
MAIN ROAD, D.NO. 15-19-37, MAIN ROAD, BHIMAVARAM, WEST
GODAVARI DISTRICT.

...PETITIONER

AND

1. THE STATE OF AP, REP. BY PRINCIPAL SECRETARY,
AGRICULTURAL DEPARTMENT, SECRETARIAT BUILDINGS,
VELAGAPUDI, AMARAVATHI GUNTUR DISTRICT.

2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, FINANCE AND PLANNING DEPARTMENT,
SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR
DISTRICT.

3. THE COMMISSIONER AND DIRECTOR OF AGRICULTURE
GOVERNMENT OF ANDHRA PRADESH, AGRICULTURAL
DEPARTMENT, OLD MIRCHI YARD, NALLAPADU ROAD, GUNTUR
DISTRICT.

4. THE JOINT DIRECTOR OF AGRICULTURE, WEST GODAVARI
DISTRICT, BHIMAVARAM.

5. THE JOINT DIRECTOR OF AGRICULTURE, ELURU DISTRICT,

ELURU.

6.THE ASSISTANT DIRECTOR OF AGRICULTURE, , ELURU DISTRICT, ELURU.

7.THE ASSISTANT DIRECTOR OF AGRICULTURE, BHIMADOLE, WEST GODAVARI DISTRICT.

8.THE ASSISTANT DIRECTOR OF AGRICULTURE, TADEPALLIGUDEM, WEST GODAVARI DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner:

1.DASARI S V V S V PRASAD

Counsel for the Respondent(S):

1.GP FOR AGRICULTURE

2.GP FOR FINANCE PLANNING

The Court made the following ORAL ORDER:

Heard Sri Boda S.N. Manjeet, learned Counsel appearing on behalf of Sri Dasari S.V.V.S.V. Prasad, learned Counsel for the Writ Petitioner; Sri A. Krishna Kishore, learned Assistant Government Pleader for Agriculture and Sri Panuku Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj & Rural Development and Finance & Planning.

2. Learned Counsel for the Writ Petitioner has drawn the attention of this Court to the prayer in the Writ Petition, wherein the Writ Petitioner is claiming an amount of Rs.11,20,000/-, which is alleged to have been withheld by the Official Respondents.

3. Sri A. Krishna Kishore, learned Assistant Government Pleader for Agriculture has submitted the Written Instruction furnished by the Director of Agriculture, Guntur, dated 11.03.2025. Copy of it is also supplied to the learned Counsel for the Writ Petitioner. The same is taken on record.

4. Relevant portion of the Written Instruction is usefully extracted hereunder:

"The Respondents are humbly submitting that, the 2nd Respondent has requested the Government on 10.01.2025 for release of lapsed funds for payment of bills uploaded in CFMS portal which are cancelled/returned from 2018-19 to 2021-22.

The Respondents are finally submitting that, the pending subsidy dues of the petitioner shall be remitted soon after the receipt of funds from the Finance Dept.

Hence, the respondents are beg to pray that, the Hon'ble High Court may please be sanction 4 weeks' time to facilitate the respondents to clear the pending subsidy to the petitioner."

5. The above extract would indicate that the Official Respondents are seeking four weeks time to facilitate the Respondents to clear the pending subsidy in favour of the Writ Petitioner.

6. Having noted the same, this Court deems it appropriate to dispose of this Writ Petition, at the admission stage, without going into merits, directing the Official Respondents to clear the pending subsidy which is due to the Writ Petitioner, within four weeks from today. Writ Petitioner is directed to submit the details of the bank account to the competent authority for effecting necessary transfer. Writ Petitioner is also directed to submit a copy of this Order to the Director of Agriculture, Guntur along with the details of the bank account within one week from today for effective compliance.

7. With these observations and directions, this Writ Petition stands disposed of. No order as to costs.

8. Interlocutory Applications, if any, stand closed in terms of this order.

Sd/- A. VIJAYA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Agricultural Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi Guntur District.
2. The Principal Secretary, Finance AND Planning Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.

3. The Commissioner and Director of Agriculture, Government of Andhra Pradesh, Agricultural Department, Old Mirchi Yard, Nallapadu Road, Guntur District.
4. The Joint Director of Agriculture, West Godavari District, Bhimavaram.
5. The Joint Director of Agriculture, Eluru District, Eluru.
6. The Assistant Director of Agriculture, Eluru District, Eluru.
7. The Assistant Director of Agriculture, Bhimadole, West Godavari District.
8. The Assistant Director of Agriculture, Tadepalligudem, West Godavari District.
9. One CC to Sri Dasari S. V. V. S. V. Prasad, Advocate [OPUC]
10. Two CCs to GP for Agriculture, High Court of Andhra Pradesh. [OUT]
11. Two CCs to GP for Finance and Planning, High Court of Andhra Pradesh. [OUT]
12. Three CD Copies.

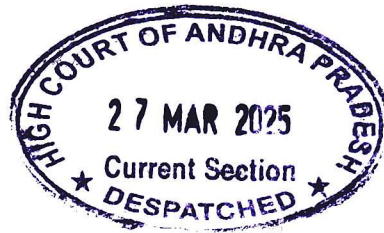
ssb

HIGH COURT

DATED:19/03/2025

ORDER

WP.No.6183 of 2025



DISPOSING OF THE W.P. WITHOUT COSTS