



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

[3328]

FRIDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY FIVE

PRESENT

**THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA
PRASAD**

WRIT PETITION NO: 7101/2025

Between:

- 1.M. MUNIRATHNAM, M. MUNIRATHNAM S/O M. VENKATA SWAMY,
AGED ABOUT 69 YEARS 4-59, HARIJANAWADA, RAGIMANUPENTA,
BANGARUPALEM MANDAL, CHITTOOR DISTRICT.
- 2.N. KARUNA MOORTHY, S/O M. MUNIRATHNAM, AGED ABOUT 46
YEARS 4-63-1, HARIJANAWADA, RAGIMANUPENTA,
BANGARUPALEM MANDAL, CHITTOOR DISTRICT
- 3.N. VARA PRASAD, S/O N. MUNIRATHNAM, AGED ABOUT 41 YEARS
4-59, HARIJANAWADA, RAGIMANUPENTA, BANGARUPALEM
MANDAL, CHITTOOR DISTRICT
- 4.GIRIJAMMA, W/O N. MUNIRATHNAM, AGED ABOUT 59 YEARS 4-
59, HARIJANAWADA, RAGIMANUPENTA, BANGARUPALEM
MANDAL, CHITTOOR DISTRICT
- 5.N. RAJA GOPAL, S/O N. VENKATA SWAMY, AGED ABOUT 55YEARS
4-63, HARIJANAWADA, RAGIMANUPENTA, BANGARUPALEM
MANDAL,CHITTOOR DISTRICT
- 6.N. MUNA SWAMY, S/O N. VENKATA SWAMY, AGED ABOUT 83
YEARS 4-60, HARIJANAWADA, RAGIMANUPENTA,
BANGARUPALEM MANDAL, CHITTOOR DISTRICT
- 7.P. PUSHPAMMA, W/O N. BABU, AGED ABOUT 54 YEARS 4-63,
HARIJANAWADA, RAGIMANUPENTA, BANGARUPALEM MANDAL,
CHITTOOR DISTRICT.
- 8.N. THIRUPAL REDDY, S/O N. KUPPI REDDY, AGED ABOUT 45
YEARS AVALA KANDRIGA, VINJAM, GANGADHARA NALLORE

MANDAL, CHITTOOR DISTRICT

...PETITIONER(S)

AND

- 1.THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY, AGRICULTURE DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
- 2.THE STATE OF AP, REP BY ITS PRINCIPAL SECRETARY, FINANCE DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
- 3.THE COMMISSIONER AND DIRECTOR OF AGRICULTURE DEPARTMENT, GOVERNMENT OF ANDHRA PRADESH OLD MIRCHI YARD, NALLAPADU ROAD, CHUTTUGUNTA, GUNTUR DISTRICT.
- 4.THE JOINT DIRECTOR OF AGRICULTURE, CHITTOOR, CHITTOOR DISTRICT

...RESPONDENT(S):

Counsel for the Petitioner(S):

- 1.SRINIVASA RAO NARRA

Counsel for the Respondent(S):

- 1.GP FOR AGRICULTURE
- 2.GP FOR FINANCE PLANNING

The Court made the following:

ORAL ORDER:

Heard Sri M. Narendra Babu, learned Counsel appearing on behalf of Sri Narra Srinivasa Rao, learned Counsel for the Writ Petitioners and Sri A. Krishna Kishore, learned Assistant Government Pleader appearing for Respondents.

2. The present Writ Petition is filed seeking the following prayer :

“pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction on the part of the respondents herein not releasing the total bills

amount worth of Rs.21,10,189/- (Rupees Twenty one lakhs ten thousand one hundred and eighty nine only) with interest @ 12% p.a., as per the Judgment of this Hon'ble Court In W.P. No.19525/2021 (W.P. No. 10038/2021 & Batch) dated 05.10.2021 under grant of PMKSY to the petitioner till today after completion of execution of subsidy portion for PMKSY 2018-19 Under PMKSY Scheme Various works in Chittoor Diyision, Chittoor District, and causing heavy loss with Interest even though the work was completed within time as illegal arbitrary and violative of Article 14, 16 and 21 of the Constitution of India and consequentially direct the Respondents to release and pay the total bills amount of Rs.21,10,189/- (Rupees Twenty one lakhs ten thousand one hundred and eighty nine only) with Interest under grant of PMKSY forthwith to the petitioner and pass”

3. Sri A. Krishna Kishore, learned Assistant Government Pleader has submitted the Written Instructions furnished by the District Agriculture Officer, Chittoor dated 13.03.2025. Copy of it is served on the Counsel for the Writ Petitioner and the same is taken on record.

4. The said Written Instructions would indicate that the claim made by the Writ Petitioner is admitted to an extent of Rs.21,10,189/-. It is submitted in the Written Instructions that the said amount could not be sanctioned due to the non-availability of budget under the PMKSY Scheme, 2018-19. It is also stated that as soon as the budget is received, the subsidy amount will be deposited in the Petitioners' Bank Account through an online transfer, and the same will be informed to the Writ Petitioner. The said Written Instructions would also indicate that the Official Respondents are seeking about three to four months' time to enable the Government to settle the dues of the Petitioner.

5. The relevant portion of the Written Instructions is usefully extracted hereunder:

“In this regard the respondents humbly submitted that, as per the available records, the petitioners have been executed the works pertaining to construction of Mini Percolation Tanks, Secondary Water Harvesting Structures and Farm ponds in their clusters and submitted the bills for Rs.21,10,189/- through the

Deputy Director of Agriculture (SC), Chittoor for sanction of subsidy amount under PMKSY Scheme during the year 2018-19.

It is respectfully submitted that, the total amount of Rs.21,10,189/- (Rupees twenty one lakhs ten thousands one hundred and eighty nine only) has not been sanctioned due to non availability of budget under PMKSY 2018-19.

It is respectfully submitted that, it is being pursued by the District Agricultural Officer, Chittoor for release of budget for settlement of pending bills, soon after receipt of the budget the Subsidy amount will be paid to the beneficiaries bank accounts through online transfer and the same will be informed to the beneficiaries.

It is respectfully submit to request that 3 to 4 months time may kindly be provided to obtain the budget from the Government.”

6. Having regard to the above extract, this Court deems it appropriate to allow the Writ Petition at the admission stage, giving a direction to the Competent Authority to settle the dues of the Writ Petitioners within a period of three (03) months from today by depositing the said amounts into the Bank Account of the Writ Petitioners.

7. With these observations and directions, the Writ Petition stands allowed. No order as to costs.

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

GANNAMANENI RAMAKRISHNA PRASAD, J

Date: 21.03.2025
DSV