



(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

THURSDAY, THE THIRTEENTH DAY OF MARCH, ✓
TWO THOUSAND AND TWENTY FIVE ✓

:PRESENT:

HONOURABLE SRI JUSTICE SUBBA REDDY SATTI ✓
WRIT PETITION NO: 6688 OF 2025 ✓

Between:

Lanco Kondapalli Power Limited, Having its office at 4th floor, Mahavir
Radiance, Madhapur, Hyderabad - 500081, Telangana Represented by its
authorised signatory Mr. Kushaal Saraf. ✓

...Petitioner

AND

1. Union of India, Rep by its Principal Secretary Ministry of
RoadTransport and Highways Transport Bhawan, 1,
ParliamentStreet New Delhi - 110 001.
2. National Highways Authority of India (NHAI), Representedby
itsChairman G-5 and 6, Sector -10, Dwarka, New Delhi- 110 075.
3. DGM (Tech) Project Director, PIU, Vijayawada, National Highways
Authority of India Plot No 74, Vanamali Building, Beside N.A.C.
Kalyana Vedika, Commercial Taxes Colony, Gurunanak Nagar
Road, Vijayawada 520008 Andhra Pradesh
4. The State of Andhra Pradesh, Represented by its Chief Secretary
Andhra Pradesh, Secretariat Office, Velagapudi, Amaravati 522 023.
5. The Collector, Collectorate Office, NTR District, Andhra Pradesh.
6. NTPC Vidyut Vyapar Nigam Limited, Regd Office at Core-7, Scope
Complex, 7 Institutional Area, Lodhi Road, New Delhi - 110 003,
Represented by its Chairman and Managing Director ✓

...Respondents

WHEREAS the Petitioner above named through its Advocate Sri D.S.SIVADARSHAN presented this 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, particularly one in the nature of a writ of mandamus declaring the impugned shutdown notice dated 11.03.2025 issued by respondents, more particularly respondent No.3, as unconstitutional, illegal, arbitrary, excess of jurisdiction and in violation of the principles of natural justice and consequently, set aside the impugned shutdown notice dated 11.03.2025;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri D.S.Sivadarshan, Advocate for the Petitioner and Sri O.Uday Kumar, Advocate for the Respondent No.1 and Sri Pamda Rao Lakkaraju, Standing Counsel for the Respondent Nos.2 & 3 and The Advocate General for the Respondent Nos.4 & 5 directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Union of India, Ministry of Road Transport and Highways Transport Bhawan, 1, Parliament Street New Delhi - 110 001.
2. The Chairman, National Highways Authority of India (NHAI), G-5 and 6, Sector -10, Dwarka, New Delhi- 110 075.
3. The DGM (Tech) Project Director, PIU, Vijayawada, National Highways Authority of India Plot No 74, Vanamali Building, Beside N.A.C. Kalyana Vedika, Commercial Taxes Colony, Gurunanak Nagar Road, Vijayawada 520008 Andhra Pradesh

4. The Chief Secretary, State of Andhra Pradesh, Andhra Pradesh, Secretariat Office, Velagapudi, Amaravati 522 023.
5. The Collector, Collectorate Office, NTR District, Andhra Pradesh.
6. The Chairman and Managing Director, NTPC Vidyut Vyapar Nigam Limited, Regd Office at Core-7, Scope Complex, 7 Institutional Area, Lodhi Road, New Delhi - 110 003.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted 27.03.2025 for which date the case stands posted for hearing;

IA NO: 1 OF 2025:

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to stay the operation, implementation and all further proceedings pursuant to the impugned shut down notice dated 11.03.2025 thereby direct the respondents not to take any coercive steps against the petitioners, pending disposal of WP No.6688 of 2025, on the file of the High Court.

The Court made the following:

ORDER:

“Notice before admission.

Sri O. Uday Kmar, learned counsel takes notice for respondent No.1 and offers to file vakalat.

Sri Pamda Rao Lakkaraju, learned standing counsel for NHAI, offers to file vakalat for respondents 2 and 3 and seeks time to file counter.

Learned Advocate General takes notice for respondents 4 and
5.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.6 through RPAD and file proof of service.

The above writ petition is filed impugning the notice issued by respondent No.3 vide reference No.11088/C-G(VBP)/PIU-VIJ/NHAI/2025/2001 dated 11.03.2025 (Ex.P1), requesting the petitioner to shut down 400KV EHT line pertaining to M/s. Lanco Kondapalli Power Limited, for a period of 25 days from 17.03.2025 to 11.04.2025, to facilitate the construction of VUP @ Ch. 23+122 – Reg.

Heard.

Sri Avinash Desai, learned Senior Counsel assisted by Sri D. Satya Siva Darshan, learned counsel for the petitioner, would submit that in pursuance of Ex.P1, the petitioner immediately submitted reply (Ex.P16) expressing its inability to take any shut down, during the period, mentioned in the reply. However, respondents 2 and 3, through various authorities are pressurizing the petitioner, in this regard.

Learned standing counsel for respondents 2 and 3, on instructions, would submit that Ex.P1 is only a request and the authorities are not taking any coercive steps.

Smt. S. Pranathi, learned Special Government Pleader, attached to the office of learned Advocate General, seeks time to file counter.

Given the facts and circumstances of the case, respondents 2 to 6 shall not take any coercive steps in pursuance of Ex.P1, for a period of three weeks. However, this order will not preclude the respondents 2 and 3 from negotiating with the petitioner regarding the cause mentioned in Ex.P1.

Post on 27.03.2025."

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To,

1. The Principal Secretary, Union of India, Ministry of Road Transport and Highways Transport Bhawan, 1, Parliament Street New Delhi - 110 001.
2. The Chairman, National Highways Authority of India (NHAI), G-5 and 6, Sector -10, Dwarka, New Delhi- 110 075.
3. The DGM (Tech) Project Director, PIU, Vijayawada, National Highways Authority of India Plot No 74, Vanamali Building, Beside N.A.C. Kalyana Vedika, Commercial Taxes Colony, Gurunanak Nagar Road, Vijayawada 520008 Andhra Pradesh
4. The Chief Secretary, State of Andhra Pradesh, Andhra Pradesh, Secretariat Office, Velagapudi, Amaravati 522 023.
5. The Collector, Collectorate Office, NTR District, Andhra Pradesh.
6. The Chairman and Managing Director, NTPC Vidyut Vyapar Nigam Limited, Regd Office at Core-7, Scope Complex, 7 Institutional Area, Lodhi Road, New Delhi - 110 003. (Addressee Nos.1 to 6 by RPAD- along with a copy of petition and affidavit)
7. One CC to Sri. D.S.Sivadarshan, Advocate [OPUC]
8. One CC to Sri. O.Uday Kumar, Advocate [OPUC]
9. One CC to Sri Pamda Rao Lakkaraju, Standing Counsel [OPUC]
10. One CC to the Advocate General, High Court of AP [OPUC]
11. One CC to Smt S.Pranathi, Standing Counsel [OPUC]
12. One spare copy

HIGH COURT

SRS,J

DATED:13/03/2025

POST ON 27.03.2025

NOTICE BEFORE ADMISSION

WP.No.6688 of 2025

DIRECTION

