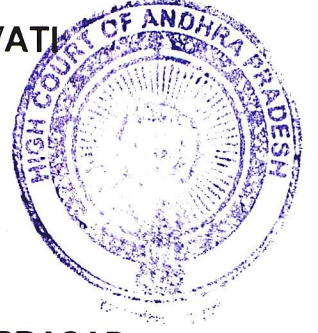


IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE EIGHTH DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 8160 OF 2025



Between:

1. Bapatla Educational Society, Rep by its President, Muppalaneni Srinivasa Rao, S/o. Late Seshagiri Rao, Mahatmajipuram, Bapatla, Bapatla District.
2. Bapatla Engineering College, Rep.by its Principal, N.Rama Devi G.B.C. Road, Mahatmajipuram, Bapatla, Bapatla District.

...Petitioners

AND

1. The State of Andhra Pradesh, Rep. by its Prl. Secretary, Panchayat Raj Department, Secretariat, Velagapudi, Guntur district.
2. The District Collector, Bapatla, Bapatla District
3. The District Panchayat Officer, Bapatla, Bapatla District
4. The Divisional Panchayat Officer, Bapatla, Bapatla District
5. The West Bapatla Gram Panchayat, Rep by its Secretary, Bapatla, Bapatla District.

...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 any writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the Respondent No.5 in issuing proceedings vide R.O.C. No. 12/2022, dt. 19.10.2023 and consequential notice bearing R.O.C. No.12/2022 dt.19.03.2025 at the instance of Respondent Nos. 1 to 4 as illegal and it is beyond the powers conferred

under the provisions of A.P. Panchayat Raj Act, 1994 and rules made thereunder, and Consequently set-aside the order passed by the 5th respondent vide R.O.C. No.12/2022 dt. 19.10.2023 and consequential notice vide R.O.C. No.12/2022 dt.19.03.2025.

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 petition, the High Court may be pleased to suspend the proceedings issued by the Respondent No.5 vide R.O.C. No. 12/2022 dt. 19.10.2023 and consequential notice vide R.O.C. No. 12/2022 dt. 19.03.2025, Pending disposal of WP 8160 of 2025, 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 N.Subba Rao, Senior Counsel for the Petitioner, and of Sri P.A.K.Yadav, Learned Assistant Government Pleader for Gram Panchayat, and of Sri Hrithik, Learned Counsel appearing on behalf of Sri M.Sudhir, Learned Standing Counsel for the Gram Panchayat, and the Court made the following **ORDER:**

- "1. Heard Sri N.Subba Rao, Learned Senior Counsel for the Petitioner and Sri P.A.K.Yadav, Learned Assistant Government Pleader for Gram Panchayat.**
- 2. Sri Hrithik, Learned Counsel appearing on behalf of Sri M.Sudhir, Learned Standing Counsel for the Gram Panchayat, in compliance of the Order of this Court dated 28.03.2025, has submitted Written Instructions furnished by the Panchayat Secretary dated 07.04.2025.**
- 3. Sri Rajesh Kumar, Learned Assistant Government Pleader for Panchayat Raj and Rural Development has also submitted Written Instructions furnished by the District Gram Panchayat Officer, Bapatla District dated 07.04.2025. Copies of these have been supplied to Sri N.Subba Rao Learned Senior Counsel for the Petitioners. The same is taken on record.**

4. This Court, having perused the Written Instructions dated 07.04.2025, is of the view that the query made by this Court in Para No.2 of the Order dated 28.03.2025 has not satisfactorily been answered.

5. There shall be a direction to the Official Respondents not to initiate any coercive steps until next listing.

6. Let Counter Affidavits be filed within four weeks. Two weeks thereafter for filing Rejoinder, if any.

7. Post on 14.07.2025.”

Sd/- B. PRASADA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Prl. Secretary, Panchayat Raj Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur district.
2. The District Collector, Bapatla, Bapatla District
3. The District Panchayat Officer, Bapatla, Bapatla District
4. The Divisional Panchayat Officer, Bapatla, Bapatla District
5. The Secretary, West Bapatla Gram Panchayat, Bapatla, Bapatla District. **(Addresses 1 to 5 by RPAD)**
6. One CC to Sri. Devi Prasad Mangalapuri, Advocate [OPUC]
7. One CC to Sri N.Subba Rao, Advocate [OPUC]
8. Two CCs to GP for Gram Panchayat, High Court of Andhra Pradesh. [OUT]
9. Two CCs to GP for Panchayat Raj and Rural Development, High Court of Andhra Pradesh. [OUT]
10. One CC to Sri M.Sudhir, Standing Counsel, High Court of Andhra Pradesh [OPUC]
11. **One spare copy**

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HIGH COURT

GRKP,J

DATED:08/04/2025

Post on 14.07.2025

ORDER

WP.No.8160 of 2025

DIRECTION

