

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

THURSDAY, THE TENTH DAY OF APRIL

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD
WRIT PETITION NO: 8792 OF 2025



Between:

B.Sivaram Reddy, S/o.BandiRaveendranatha Reddy, Aged about 49 years,
R/o. 1-183, R ThummalaPalle, Rayalapuram, R Thummalapalle, Cuddapah,
YSR Kadapa District, Andhra Pradesh.

...Petitioner

AND

1. The State of AP, Rep. by its Principal Secretary, Finance & Planning Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District collector, Kadapa, YSR Kadapa District.
3. The Superintendent engineer, PRI Division, YSR Kadapa District.
4. The Executive Engineer, PRI Division, Pulivendula, YSR Kadapa District.
5. The Assistant Pay and Accounts Officer, (Works and Accounts), Pulivendula YSR Kadapa 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 Writ or Order or a direction, more in the form of writ of mandamus, declaring the action of the Respondents in not making payment of Rs. 34,08,601/- (Rupees Thirty Four Lakhs Eight Thousand Six Hundred and one Only) to the petitioner for the execution of Construction of New Church at Santhakovvuru (V&GP) of ThondurMandal in YSR Kadapa District. vide Agreement dated 20.12.2021, as highly illegal, irregular, arbitrary,

unreasonable, unjustified, unfair and in violation of the Article 14, 19 and 21 of the Constitution of India and consequently direct the Respondents to make the payment of aforementioned amount forthwith along with interest @ 24% P.A., to the petitioner.

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 direct the Respondents to pay an amount Rs. 34,08,601/- (Rupees Thirty Four Lakhs Eight Thousand Six Hundred and one Only) to the petitioner for the execution of "Construction of New Church at Santhakovvuru (V&GP) of ThondurMandal in YSR Kadapa District." vide Agreement dated 20.12.2021, Pending disposal of WP 8792 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 the earlier order of the High Court dated 04.04.2025 made herein and upon hearing the arguments of Sri V. SaiLikhith, learned Counsel appearing on behalf of Sri T. Nagarjuna Reddy, learned Counsel for the Writ Petitioner, Sri Panku Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj and Sri T. SanjeevaRao, learned Assistant Government Pleader for Revenue and the Court made the following

ORDER:

"Heard Mr. P. Nagendra babu, learned Counsel, representing on behalf of Mr. T. Nagarjuna Reddy, learned Counsel for the Writ Petitioner and Mr. Panku Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj and Rural Development Department. ✓"

2. Mr. Panku Rajesh Kumar, learned Assistant Government Pleader for Panchayat Raj and Rural Development Department, has submitted Written Instructions furnished by the Principal Secretary to Government, Panchayat Raj and Rural Development Department, dated 09.04.2025.

Copy of it is submitted to learned Counsel for the Writ Petitioner and the same is taken on record. ✓

3. The Written Instructions would indicate that about 3,130 works amounting to a total estimated cost of Rs.420.68 Crores had been undertaken by the Pulivendula Area Development Agency (PADA). Out of these works, about 244 works which pertain to Religious, Minority Welfare and Temple- related projects were sanctioned by the District Collector & Chairman (PADA) at an estimated cost of Rs.41.93 Crores. ✓

4. It is also submitted that one Sri C. Hari Kiran and Sri B. Anil Kumar Reddy were the District Collector-cum-Chairman of PADA during the period in which the sanction has taken place. ✓

5. It is also stated that 'in accordance with the integrated development plan, works under the Minority Welfare, including construction of religious structures, are permissible and eligible for funding under Government norms'. ✓

6. *Prima facie*, it appears to the Court that public funds have been utilized for non secular activities, which is prohibited under law. -

7. In this view of the matter, the Official Respondents are directed to stay the process of all the Bills related to 244 works pertaining to Religious, Minority Welfare and Temple-related projects, till further orders. ✓

8. The Official Respondents shall also place on record the alleged integrated development plan that enables the Government to spend public funds for Minority Welfare, including construction of religious structures. ✓

9. Let Respondent No.2 file Counter Affidavit within four weeks from today. ✓

10. List on 08.05.2025."

SD/- M.PRABHAKARA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For

To,

1. The Principal Secretary Finance & Planning Department, State of AP, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Kadapa, YSR Kadapa District.
3. The Superintendent Engineer, PRI Division, YSR Kadapa District.
4. The Executive Engineer, PRI Division, Pulivendula, YSR Kadapa District.
5. The Assistant Pay and Accounts Officer, (Works and Accounts), Pulivendula YSR Kadapa District. (Addresses 1 to 5 by RPAD)
6. One CC to SRI. T NAGARJUNA REDDY, Advocate [OPUC]
7. Two CCs to Government Pleader for Panchayat Raj, High Court of Andhra Pradesh. [OUT]
8. Two CCs to Government Pleader for Revenue, High Court of Andhra Pradesh. [OUT]
9. One spare copy

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HIGH COURT

GRKP,J

DATED:10/04/2025

LIST THE MATTER ON 08.05.2025

ORDER

WP.No.8792 of 2025

DIRECTION

