

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



FRIDAY, THE TWENTY SIXTH DAY OF APRIL

TWO THOUSAND AND TWENTY FOUR

**:PRESENT:
THE HONOURABLE SRI JUSTICE NINALA JAYASURYA**

WRIT PETITION NO: 9754 OF 2024

Between:

1. Calvari Temple Foundation,, Rep. by its Secretary, R/o. D.NO. 18-6-35/A, Kadareswara Peta Vijayawada, Krishna District.
2. M/s.Calvari Temple Foundation,, At Sy.No.77, Hafeezpet, Hyderabad Telangana, Authorised Person Sr P.L. Enoch, S/o. Sri P. Samuel Lazarus, Treasurer, R/o. 5-2-11, Ramalayam Road, Kukatpalli, Hyderabad -72

Petitioners

AND

1. The State of Andhra Pradesh, rep. by its Principal Secretary, Revenue Department Secrateriat, Velagapudi, Amaravathi, Guntur District.
2. The Commissioner of Endowments,, Govt of Andhra Pradesh, Vijayawada, Krishna District.
3. The Assistant Commissioner of Endowments, Kurnool, Kurnool District.
4. The District Collector,, Kurnool District, Kurnool.
5. The Revenue Divisional Officer,, Kurnool Revenue Division, Kurnool, A.P.,
6. The Tahsildar,, Kurnool Rural Mandal, Kurnool, Kurnool District.
7. Sri Anjaneya Swamy Temple, rep. by its Managing Trustee, Venkayapalli H/o. Rudravaram Kurnool, Kurnool District.
8. Sri.Vigneswaraswami Swamy Temple, rep. by its Managing Trustee, Venkayapalli H/o. Rudravaram Kurnool, Kurnool District.
9. The Andhra Pradesh Endoment Tribunal,, Pedda Kakani, Amaravati, Guntur distirct. Rep. by Its Presiding Officer / Register.

Respondents

WHEREAS the Petitioner above named through their Advocate Sri P R K Amerandra Kumar 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 order, direction. Writ more particularly one in the nature of writ of PROHIBITION prohibiting the 8th Respondent to proceed with the O.A.No.246/2019 on the file of Endowment Tribunal at Peddakakani, Guntur District

as there is no Jurisdiction to entertain the O.A Under the Provision of AP Charitable and Endowment Act, and barred by Res-Judicata and without any jurisdiction and consequentially set aside the proceedings in O.A.No.246/2019 on the file of Endowment Tribunal at Peddakakani, Guntur District.

AND WHEREAS the High Court upon perusing the petition and affidavit/memorandum of grounds filed herein and upon hearing the arguments of Sri P R K AMERANDRA KUMAR Advocate for the Petitioner and of GP for Revenue for respondent Nos. 1, 3 to 6 and of GP for Endowment R2, and of Sri G. Rasmana Rao SC for Endowment for respondent 7 to 9, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. Managing Trustee Sri Anjaneya Swamy Temple, , Venkayapalli H/o. Rudravaram Kurnool, Kurnool District.
2. Managing Trustee Sri.Vigneswaraswami Swamy Temple, , Venkayapalli H/o. Rudravaram Kurnool, Kurnool District.

IA NO: 1 OF 2024

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 stay of all further proceedings in O.A.No.246/2019 on the file of Endowment Tribunal at Peddakakani, Guntur District pending disposal of WP No. 9754 of 2024, on the file of the High Court.

The Court made the following: ORDER

“Heard learned counsel for the petitioners. Also heard learned Assistant Government Pleader for Endowments.

Issue notice to respondent Nos. 7 & 8.

Learned counsel for the petitioners is permitted to take out personal notice on respondent Nos. 7 & 8 by registered post with acknowledgement due and file proof of service in the Registry by the date of next adjournment.

List the matter on 03.07.2024.”

**Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The State of Andhra Pradesh, rep. by its Principal Secretary, Revenue Department Secratariat, Velagapudi, Amaravathi, Guntur District.
2. The Commissioner of Endowments,, Govt of Andhra Pradesh, Vijayawada, Krishna District. ,
3. The Assistant Commissioner of Endowments, Kurnool, Kurnool District. ,
4. The District Collector,, Kurnool District, Kurnool. ,
5. The Revenue Divisional Officer,, Kurnool Revenue Division, Kurnool, A.P., ,
6. The Tahsildar,, Kurnool Rural Mandal, Kurnool, Kurnool District. ,
7. Sri Anjaneya Swamy Temple, rep. by its Managing Trustee, Venkayapalli H/o. Rudravaram Kurnool, Kurnool District. ,
8. Sri.Vigneswaraswami Swamy Temple, rep. by its Managing Trustee, Venkayapalli H/o. Rudravaram Kurnool, Kurnool District. ,
9. The Andhra Pradesh Endoment Tribunal,, Pedda Kakani, Amaravati, Guntur distirct. Rep. by Its Presiding Officer / Register. (by RPAD- R1 to R9 along with a copy of petition and memorandum of grounds),
10. One CC to SRI. P R K AMERANDRA KUMAR Advocate [OPUC]
11. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]
12. **One spare copy**

HIGH COURT

NJSJ

DATED:26/04/2024

LIST THE MATTER ON 03.07.2024.

NOTICE BEFORE ADMISSION

WP.No.9754 of 2024

