



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

[3208]

WEDNESDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 11601/2026

Between:

1. MEDARA VENKATESWARULU, S/O. PICHHAIAH, AGED ABOUT 49 YEARS, OCC FORMER FIELD ASSISTANT (MGNREGS), R/O. H.NO. 6-58, VARIDIDHARI ANNAVARAM VILLAGE, VEERULAPADU MANDAL, KRISHNA DISTRICT, AP - 521170.

...PETITIONER

AND

1. THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY PANCHAYAT RAJ AND RURAL DEVELOPMENT DEPARTMENT SECRETARIAT, VELAGAPUDI, AMARAVATI, AP-522238.

2. THE PROJECT DIRECTOR, DISTRICT WATER MANAGEMENT AGENCY (DWMA) NTR DISTRICT, GOLLAPUDI, VIJAYAWADA, AP-521225.

3. THE PROJECT OFFICER / MPDO, VEERULAPADU MANDAL, NTR DISTRICT, AP-521170.

4. THE DISTRICT COLLECTOR AND DISTRICT PROGRAMME COORDINATOR, APPELLATE AUTHORITY NTR DISTRICT, VIJAYAWADA, AP-520001.

...RESPONDENT(S):

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 a writ, order or direction ' more particularly in the nature of WRIT OF MANDAMUS, declaring the of 4th respondent in

not deciding statutory appeal dated 05.03.2025 filed against the termination proceedings dated 20.02.2025 actions passed by the 2nd respondent, as illegal, arbitrary, irregular and violative of the principles of natural justice, contrary to the Field Assistants Human Resource Policy (FAHRP) issued by the 1st respondent and also violative of Articles 14, 19 and 21 of the Constitution of India and pass

IA NO: 1 OF 2026

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 suspend the operation of the termination proceedings dated 20.02.2025 issued by the 2nd respondent vide Rc.No.20/DVC/MGNREGS/SA-XVIA/.Padu/FO/2023, pending disposal of the above Writ Petition, and consequently direct the respondents to permit the petitioner to continue as Field Assistant under MGNREGS, pending disposal of the Writ Petition, in the interest of justice and pass

IA NO: 2 OF 2026

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 direct the 4th respondent to consider and dispose of the appeal dated 05.03.2025 submitted by the petitioner against the termination proceedings dated 20.02.2025 within a time frame to be fixed by this Hon'ble Court, and pending such consideration suspend the operation of the termination order, in the interest of justice and pass

Counsel for the Petitioner:

1.V.N.V.SURYA DATTU

Counsel for the Respondent(S):

1.GP FOR SERVICES I

The Court made the following ORDER:

1. This Writ Petition is filed the of 4th respondent in not deciding statutory appeal dated 05.03.2025 filed against the termination proceedings dated 20.02.2025 actions passed by the 2nd respondent, as illegal, arbitrary.
2. Heard the learned counsel for the petitioner and the learned Government Pleader for the respondents.
3. The case of the petitioner is that he was appointed as a Field Assistant under the Mahatma Gandhi National Rural Employment Guarantee Scheme (MGNREGS) in the year 2009. While so, a complaint dated 29.10.2024 was lodged by one Sri D. Jagadeesh alleging irregularities in the execution of MGNREGS works in V. Annavaram Village, Veerulapadu Mandal, NTR District, pursuant to which an enquiry was conducted in the year 2024. The petitioner submits that he participated in the said enquiry and explained that the allegations were baseless and that the alleged discrepancies were only clerical or technical in nature without any fraudulent intention. Thereafter, the 2nd respondent issued a show cause notice alleging discrepancies in muster rolls and records relating to the works executed during the year 2023-2024, to which the petitioner submitted a detailed explanation dated 10.02.2025 denying the allegations and stating that the amounts referred to represented the total expenditure incurred on the works and not any misappropriation by

him. However, without properly considering the explanation submitted by the petitioner and without conducting any regular departmental enquiry or affording an opportunity of personal hearing as contemplated under the Field Assistants Human Resource Policy (FAHRP), the respondents issued the impugned proceedings dated 20.02.2025 terminating the petitioner from service and directing recovery of certain amounts. Aggrieved by the said action, the petitioner preferred a statutory appeal before the 4th respondent on 05.03.2025. Despite the request made by the petitioner, the 4th respondent has not considered or disposed of the said appeal. Hence, the writ petition.

4. The learned Government Pleader appearing for the respondents requested time to consider the appeal preferred by the petitioner dated 05.03.2025 within a reasonable time.

5. Considering the same, and upon perusal of the material available on record, this Court is of the considered view that, without going into the merits of the case, the writ petition can be disposed of with a direction to the 4th respondent to consider the statutory appeal preferred by the petitioner dated 05.03.2025 against the impugned termination proceedings/orders dated 20.02.2025 issued by the 2nd respondent, and the same shall be considered and decided within a period of two (02) months from the date of receipt of a copy of this order. It is needless to

state that, before passing any orders, an opportunity of hearing shall be afforded to the petitioner.

6. With the above direction, the writ petition is disposed of. There shall be no order as to costs.

Consequently, Miscellaneous Petitions, if any, pending in the writ petition shall stand closed.

29.04.2026
klk

JUSTICE D RAMESH

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 11601/2026

29.04.2026

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