



**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: 10773/2026

Between:

1. S ASHOK KUMAR, S/O PITCHAIAH @GABRIAL AGED 39 YEARS, R/O D.NO. 6-161, MADDIREDYPALLE, BRAHMAMGARIMATAM MANDAL, YSR DISTRICT.
2. S.JEEVANKUMAR, S/O SOMIREDDYPALLIPITCHAIAH @ PRABHUDAS AGED 28 YEARS. R/O MADDIREDYPALLE, BRAHMAMGARIMATAM MANDAL, YSR DISTRICT

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY, WATER RESOURCES (R AND R) DEPARTMENT, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT. 522237
2. THE SUPERINTENDING ENGINEER, NTR TELUGU GANGA PROJECT CIRCLE, MAMILLAPALLI YSR DISTRICT. 516217
3. THE DISTRICT COLLECTOR, YSR DISTRICT, KADAPA 516001

...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 pass orders in exercise of extraordinary powers under Article 226 of the Constitution of India particularly one in the nature of writ of mandamus declaring the respondents inaction in providing employment to the petitioner in terms of G.O.Ms.No. 98 Irrigation Department Dt. 15.4.1986 and Memo. No. 480- LAR(2)/87-2 I and CAD (Proj.Wing) Department dt. 24.8.1987 as arbitrary illegal, discriminatory and violative of right to life, Article 14, 19, 21, and 300 A of the Constitution of India and consequently direct the respondents to consider their candidature for employment at par with the

candidates mentioned in Memo No. 7477081/R and R/A2/2023-7 (C.No. 2116015) dt. 30.6.2025 in respect of Telugu Ganga project and grant

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 direct the respondents to consider petitioner's candidature for employment under G.O.Ms.No. 98 Irrigation Department Dt. 15.4.1986 and Memo. No. 480- LAR(2)/87-2 I & CAD (Proj.Wing) Department dt. 24.8.1987 at par with the candidates mentioned in Memo No. 7477081/R& R/A2/2023-7 (C.No. 2116015) dt. 30.6.2025 pending disposal of the above writ petition and pass

Counsel for the Petitioner(S):

1.KASA JAGANMOHAN REDDY

Counsel for the Respondent(S):

1.GP FOR SERVICES I

2.GP FOR SERVICES II

The Court made the following:

ORDER:

1. This Writ Petition is filed to declare the action of the respondents in not providing the employment to the petitioners in terms of G.O.Ms.No.98 Irrigation Department dated 15.04.1986 and Memo dated 24.08.1987 as illegal and arbitrary.

2. The case of the petitioners is that their properties were acquired in 1987-89 for construction of Pothuluri Veera Brahmendra Reservoir of Telugu Ganga Project now called as "Brahmasagar Project". The petitioners' families have lost the only source of livelihood after the said acquisition on meager compensation and displaced without any source of livelihood. The competent authority issued

the displacement certificates to the petitioners. The land of the petitioners were acquired and the awards were also passed by the respondents pursuant to the G.O.Ms.No.98 Irrigation (Project Wing) Department dated 15.04.1986 and compensation was paid. In fact, the petitioners lodged claims for consideration under G.O.Ms.No.98, Irrigation (Project Wing) Department, dated 15.04.1986. But, surprisingly, the respondents have not included the names of the petitioners for consideration in the list, though several others were considered and appointments were also provided. The petitioners have made applications on several occasions disputing the action of the respondents in having considered some and not having considered the petitioners.

3. The petitioners have brought to the notice of this Court that under G.O.Ms.No.98, Irrigation (Project Wing) Department, dated 15.04.1986, without reference to the condition of one year limitation imposed in G.O.Ms.No.98 by taking into consideration the Government Memo No.480- LAR (2)/87-2, dated 24.08.1987 and the orders of A.P.A.T made in O.A.No.7917/2003, dt.16-07-2007 and Judgment of Hon'ble High Court in W.P.No.2436 of 2011, dated 08.02.2011 which was confirmed by the Hon'ble Supreme Court in SLP.No.14305/2011 by order, dated 04.07.2011 and also the common Judgment of this Court in W.P.(AT) No.174 of 2021 and batch, dated 13.12.2022.

4. In fact, the learned counsel for the petitioners also brought to the notice of this Court the observations in W.A.No.356 of 2023. Certain writ petitions, wherein rejection of the cases of the petitioners under G.O.Ms.No.98, Irrigation (Project

Wing) Department, dated 15.04.1986, was challenged, were allowed, and the appeals preferred therein were disposed of with the following observation:

“In this Connection it is respectfully submitted that recently this Court rendered an elaborate Judgment on the subject matter in W.P.(AT) No.174 of 2021 and batch, dated 13.12.2022 by considering all the earlier Judgments passed by APAT and the D.B. of this Hon’ble High Court in W.P.No. 2436 of 2011 which was confirmed by the Hon’ble Apex Court in Special Leave to Appeal (Civil) No.14305 of 2011, dated 04.07.2011, directing the Respondents to provide employment to the Petitioners therein by adopting the procedure prescribed in G.O.Ms.No.98, dated 15.04.1986 and also in respect of other candidates, who now remain out of employment. I am also similarly situated and identically placed to the petitioners therein and entitled for appointment in terms of G.O.Ms.No.98. Hence, this Writ Petition.”

5. In view of the directions of the Division Bench of this Hon’ble High Court in W.P.No.2436 of 2011, this Writ Petition is disposed of, directing the respondents to consider the case of the petitioners for appointment as per G.O.Ms.No.98, Irrigation (Project Wing) Department, dated 15.04.1986, by considering their seniority and by considering the representations, if any, made by the petitioners, and to pass appropriate orders. The said exercise shall be completed within a period of three (03) months from the date of receipt of a copy of this order. There shall be no order as to costs.

As a sequel, miscellaneous petitions pending, if any, shall stand closed.

JUSTICE D.RAMESH

Date:29.04.2026

GK

THE HONOURABLE SRI JUSTICE D.RAMESH

WRIT PETITION No.10773 OF 2026

Dated:29.04.2026

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