



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

[3208]

THURSDAY, THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 10872/2026

Between:

1. BANDI ANIL KUMAR,, S/O. GOPALAIAH, AGED ABOUT 38 YEARS, OCC UNEMPLOYEE, R/O. TANAMCHERLA VILLAGE, RAPUR MANDAL SPSR NELLORE DISTRICT.
2. BELLAMKONDA MASTANAIAH, , S/O. VEERARAGHAVAIAH AGED ABOUT 39 YEARS, OCC UNEMPLOYEE, R/O. TANAMCHERLA VILLAGE, RAPUR MANDAL, SPSR NELLORE DISTRICT.
3. THUMATI ASHOK,, S/O. PENCHALAIAH, AGED ABOUT 31 YEARS, OCC UNEMPLOYEE, R/O. TANAMCHERLA VILLAGE, RAPUR MANDAL SPSR NELLORE DISTRICT.
4. SARVEPALLI VENKATESWARLU,, S/O. PENCHALAIAH AGED ABOUT 33 YERS, OCC UNEMPLOYEE, R/O. TANAMCHERLA VILLAGE, RAPUR MANDAL, SPSR NELLORE DISTRICT.
5. SK. KALEEM,, D/O. KHADAR BASHA, AGED ABOUT 45 YEARS, OCC UNEMPLOYEE, R/O. D.NO.20/1501,MIKLENS ROAD, KOTAMITTA, NELLORE, SPSR NELLORE DISTRICT.
6. SK. FAHEEM,, D/O. MAHUBOOB BASHA, AGED ABOUT 40 YEARS, OCC UNEMPLOYEE R/O. D.NO.23/1372, TEKKEMITTA, NELLORE SPSR NELLORE DISTRICT.

7.SK. SALEEM,, S/O. CHAN BASHA, AGED ABOUT 39 YEARS, OCC UNEMPLOYEE, R/O. D.NO.20/4/284, BEHIND GEMS SCHOOL, KOTAMITTA, NELLORE, SPSR NELLORE DISTRICT.

8.BANDI MALLIKARJUNA, S/O. VENKATAIAH, AGED ABOUT 48 YEARS, OCC UNEMPLOYEE, R/O. TANAMCHERLA VILLAGE, RAPUR MANDAL SPSR NELLORE DISTRICT.

...PETITIONER(S)

AND

1.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, WATER RESOURCES DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT- 522 238.

2.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, IRRIGATION AND CAD (RR) DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, GUNTUR DISTRICT- 522 238.

3.THE DISTRICT COLLECTORCUMCHAIRMAN, DISTRICT SELECTION COMMITTEE, SPSR NELLORE DISTRICT - 524 001.

4.THE CHIEF ENGINEER, TELUGU GANGA OFFICE, ALIPIRI BYPASS ROAD SRINIVASA NAGAR, TIRUPATHI- 517507.

5.THE SUPERINTENDING ENGINEER, SSLC AND SB CIRCLE, MG MALL, DARGAMITTA, NELLORE SPSR NELLORE DISTRICT - 524 001.

...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 an appropriate

writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the Respondents 2 to 5 in not including the names of the petitioners in the seniority list of 106 candidates, who seeks employment under displaced persons quota of Kandaleru Reservoir vide Memo No. 641/R and R-A2/2012-2, dated 26.12.2014 of the 1st respondent, as per eligibility in terms of G.O.Ms.No.98, Irrigation and CAD (PW) Department, dated 15.04.1986 as illegal, unjust, arbitrary, contrary to Articles 14 and 16 of the Constitution of India and consequently direct the respondents authorities to include the names of the petitioners in the seniority list under displaced persons quota of Kandaleru Reservoir and appoint in any suitable post and to pass such

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 may be pleased to direct the respondents to consider the case of the petitioners for inclusion of the names of the petitioners in the seniority list under displaced persons quota of Kandaleru Reservoir, in terms of G.O.Ms.No.98, Irrigation and CAD (PW) Department, dated 15.04.1986 of the 2nd respondent, to appoint in any suitable post in terms of G.O.Ms.No.98, Irrigation and CAD (PW) Department, dated 15.04.1986, pending disposal of the above writ petition and pass such

Counsel for the Petitioner(S):

1.T BALAJI

Counsel for the Respondent(S):

1.GP FOR SERVICES II

THE HONOURABLE SRI JUSTICE D RAMESH**WRIT PETITION NO: 10872 of 2026****The Court made the following Order:**

This Writ Petition is filed under Article 226 of the Constitution of India seeking the following relief:

“to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents 2 to 5 in not including the names of the petitioners in the seniority list of 106 candidates, who seeks employment under displaced persons quota of Kandaleru Reservoir vide Memo No. 641/R and R-A2/2012-2, dated 26.12.2014 of the 1st respondent, as per eligibility in terms of G.O.Ms.No.98, Irrigation and CAD (PW) Department, dated 15.04.1986 as illegal, unjust, arbitrary, contrary to Articles 14 and 16 of the Constitution of India and consequently direct the respondents authorities to include the names of the petitioners in the seniority list under displaced persons quota of Kandaleru Reservoir and appoint in any suitable post and to pass....”

2. Heard the learned counsel for the petitioners and the learned Government Pleader for the respondents.

3. The present Writ Petition is filed seeking to declare the action of respondents 2 to 5 in not including the names of the

petitioners in the seniority list of 106 candidates who seek employment under the Displaced Persons quota of the Kandaleru Reservoir Project, pursuant to Memo No.641/R and R-A2/2012-2 dated 26.12.2014 issued by the 1st respondent, despite their eligibility in terms of G.O.Ms.No.98, Irrigation and CAD (PW) Department, dated 15.04.1986, as illegal, unjust, and arbitrary.

4. Learned counsel for the petitioners submits that in similar facts and circumstances, this Court has already granted relief in W.P. No.33135 of 2023 by order dated 23.01.2025, and therefore the petitioners are also entitled to the same relief.

5. The petitioners further brought to the notice of this Court that under G.O.Ms.No.98, Irrigation (Project Wing) Department, dated 15.04.1986, the condition of one-year limitation prescribed therein cannot be insisted upon, in view of Government Memo No.480-LAR (2)/87-2, dated 24.08.1987, the orders of the A.P. Administrative Tribunal in O.A.No.7917 of 2003 dated 16.07.2007, the judgment of the 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 of 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.

6. 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.”

7. On perusal 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, and to pass appropriate orders. The said exercise may 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.

Interlocutory applications, if any, pending shall stand closed.

JUSTICE D RAMESH

Date: 23.04.2026
PSA