



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
TUESDAY, THE FIFTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WP Nos: 15606 AND 12162 OF 2024

WP NO: 15606 OF 2024

Between:

Nadella Radha, W/o Venkata Appala Raju, Aged about 45 years, R/o D.No. 18-3-33, GF-1, Sheshanandha Towers, Gundalavari Veedhi, Vizianagaram Town and District.

...PETITIONER

AND

1. Andhra Pradesh Eastern Power Distribution Co Ltd, (A.P.E.P.D.C.L)
Rep by its Chairman & Managing Director, 50-27-5/1, TPT Colony,
Seethammadhara, Visakhapatnam.
2. The Assistant Engineer (Operations), A.P.E.P.D.C.L, D-3 Section,
Vizianagaram.
3. The Tahsildar, Vizianagaram Mandal, Vizianagaram District.
4. The Vizianagaram Municipal Corporation, Rep by its Commissioner,
Vizianagaram.
5. Gondela Prakash Rao, S/o Late Adinarayana, Aged 50 years Occ:
Private Electrician, R/o D.No.8-24-37/117, Muthyala Cheruvugattu,
Thotapalem, Vizianagaram Town & 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 an appropriate Writ or order or direction more particularly in the nature of Writ of Mandamus declaring the action of the Respondents herein, more particularly the 2nd Respondent issuing

proceedings vide Lr.No.AE/D3A/Vizianagaram/D.No.661/23 dated 28.11.2023 and disconnecting the Electricity connection to the Petitioners property bearing Service Number 121103R035109993 at the behest of the 5th Respondent as being illegal, arbitrary, unconstitutional, without any authority of law or jurisdiction and Consequently set aside the proceedings dated in Lr. No. AE/D3/Vizianagaram/D. No.661/23 proceedings vide in 28.11.2023 issued by the 2nd Respondent and restore the power supply to Service Number 121103R035109993.

I.A.No.1 OF 2024

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the 2nd Respondent to restore the power supply to Petitioner's property bearing Service Number 121103R035109993, Pending disposal of WP No. 15606 of 2024, 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 orders of the High Court dated 23.07.2024 , 20.08.2024 made in I.A.No.1 OF 2024 & 10.09.2024 and upon hearing the arguments of **SRI N ASHWANI KUMAR**, Advocate for the Petitioner, Sri Metta Chandrasekhara Rao, Standing Counsel for the Respondent Nos.1 & 2, GP for Revenue for the Respondent No.3 and **SRI MANOHAR REDDY**, Standing Counsel for Respondent No.4.

WRIT PETITION NO: 12162 OF 2024

Between:

Nadella Radha, W/o Venkata Appala Raju, Aged about 45 years, R/o D.No 18-3-33, GF-1, Sheshanandha Towers, Gundalavari Veedhi, Vizianagaram Town and District.

...Petitioner

AND

1. Andhra Pradesh Eastern Power Distribution Co Ltd, (A.P.E.P.D.C.L)
Rep by its Chairman and Managing Director, 50-27-5/1, TPT Colony,
Seethammadhara, Visakhapatnam.
2. The Assistant Engineer (Operations), A.P.E.P.D.C.L, D-3 Section,
Vizianagaram
3. The Tahsildar, Vizianagaram Mandal, Vizianagaram District
4. The Vizianagaram Municipal Corporation, Rep by its Commissioner,
Vizianagaram.
5. Gondela Prakash Rao, S/o Late Adinarayana, Aged 50 years Occ
Private Electrician, R/o D.No.8-24-37/117, Muthyala Cheruvugattu,
Thotapalem, Vizianagaram Town and District.

...Respondents

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 or order or direction more particularly in the nature of "Writ of Mandamus" declaring the action of the Respondents herein, more particularly the 2nd Respondent in issuing proceedings vide Lr.No.AE/D3 Vizianagaram/D.No.885/24 dated 17.05.2024 seeking to disconnect the Electricity connection to the Petitioner's property bearing Service Number 121103R035098166 at the behest of the 5th Respondent as being illegal, arbitrary, unconstitutional. without any authority of law or jurisdiction and Consequently set aside the proceedings in proceedings vide Lr.No.AE/D3/Vizianagaram/D.No.885/24 dated 17.05.2024 issued by the 2nd Respondent.

IA NO: 1 OF 2024

Petition under Section 151 of 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 suspend the operation of proceedings in Lr.No.AE/D3Vizianagaram/D.No.885/24 dated 17.05.2024 issued by the 2nd Respondent pertaining to Petitioner's property bearing Service Connection Number 121103R035098166, pending disposal of WP No. 12162 of 2024, 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 order of the High Court order dated 13.05.2024 01.07.2024, 15.07.2024 , 20.08.2024 & 10.09.2024 made herein and upon hearing the arguments of Sri.N.ASHWANI KUMAR Advocate for the Petitioner, and of SRI METTA CHANDRA SEKHARA RAO, Standing Counsel for the Respondent Nos.1 & 2, and of GP FOR REVENUE, for the Respondent No.3, and of SRI M.MANO HAR REDDY, Standing Counsel for the Respondent No.4, the Court made the following., the Court made the following.

ORDER:

"At request of the learned counsel for the respondents, for filing counter, list these matters after two (02) weeks.

Interim order granted earlier shall stand extended till the next date of hearing."

//TRUE COPY//

SD/- M.SRINIVAS
ASSISTANT REGISTRAR
AS
SECTION OFFICER

SECTION OFFICER

To,

1. One CC to SRI.N.ASHWANI KUMAR Advocate [OPUC]
2. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
3. One CC to SRI.M.MANO HAR REDDY Advocate [OPUC]
4. One CC to SRI.METTA CHANDRA SEKHAR RAO Advocate [OPUC]
5. One spare copy

ksr

HIGH COURT

NV,J

DATED:15.10.2024

list these matters after two (02) weeks.

ORDER

WP.Nos.15606 AND 12162 of 2024

INTERIM ORDER EXTENDED

