

APHC010248912025



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

[3328]

WEDNESDAY ,THE SEVENTH DAY OF MAY
TWO THOUSAND AND TWENTY FIVE

PRESENT

**THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA
PRASAD**

WRIT PETITION NO: 12562/2025

Between:

1.VUTUKURU RAGHU RAMI REDDY, VUTUKURU RAGHU RAMI REDDY S/O. VEERA REDDY, AGED 50 YEARS, OCCVICE-PRESIDENT, MYDUKUR MANDAL PRAJA PARISHAD R/O. D.NO.1/2, THUVVAPALLI, G.V.SATRAM, YSR KADAPA DISTRICT, ANDHRA PRADESH.

...PETITIONER

AND

- 1.THE STATE OF AP, REPRESENTED BY ITS PRINCIPAL SECRETARY, PANCHAYAT RAJ RURAL DEVELOPMENT DEPARTMENT, SECRETARIAT BUILDINGS AT VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.
- 2.THE COMMISSIONER DIRECTOR, PANCHAYAT RAJ RURAL DEVELOPMENT DEPARTMENT, PVS ICON BUILDINGS, TADEPALLI, GUNTUR DISTRICT.
- 3.THE ANDHRA PRADESH STATE ELECTION COMMISSION, REPRESENTED BY ITS STATE ELECTION COMMISSIONER, VIJAYAWADA, NTR DISTRICT.
- 4.THE DISTRICT COLLECTOR AND DISTRICT ELECTION AUTHORITY, YSR KADAPA DISTRICT, KADAPA.
- 5.THE DISTRICT PANCHAYAT OFFICER, YSR KADAPA DISTRICT, KADAPA.
- 6.THE CHIEF EXECUTIVE OFFICER, ZILLA PRAJA PARISHAD, YSR KADAPA DISTRICT, KADAPA.

7.THE MANDAL PARISHAD DEVELOPMENT OFFICER MPDO
PRESIDING OFFICER, MYDUKUR MANDAL, MYDUKUR, YSR
KADAPA DISTRI

8.S ABDULLA, S/O. NAGOOR VALI, R/O. D.NO.13/600-1, MYDUKUR,
MYDUKUR MANDAL, YSR KADAPA DISTRICT.

...RESPONDENT(S):

Counsel for the Petitioner:

1.DODDAKA HARSHA VARDHAN

Counsel for the Respondent(S):

1.

The Court made the following:

ORAL ORDER:

Heard Sri D. Harsha Vardhan, learned Counsel for the Writ Petitioner, Smt. Naga Chandrika, learned Assistant Government Pleader for Panchayat Raj, Sri T. Sanjeeva Rao, learned Assistant Government Pleader for Revenue and Sri Hruthik, learned Counsel appearing on behalf of Sri M. Sudhir, learned Standing Counsel for the Gram Panchayat.

2. Learned Counsel for the Writ Petitioner has drawn the attention of this Court to the provisions of Section 233 of the Panchayat Raj Act, 1994 and would submit that any election dispute must be presented before the Competent Authority. He would submit that the Mandal Parishad Development Officer (Respondent No.7) ought not to have issued the impugned Notice dated 03.04.2025 bearing Rc.No.A/34/2025 (Ex.P.1). He would submit that after the issuance of the impugned Proceeding dated 03.04.2025, there has been constant interference with the discharge of duties of the Writ Petitioner.

3. Having considered the text of Section 233 of the Panchayat Raj Act and the impugned Proceeding issued by the Mandal Parishad Development Officer (Respondent No.7) dated 03.04.2025, this Court is of the *prima facie* opinion that the balance of convenience is in favour of the Writ Petitioner.

Accordingly, there shall be a direction suspending the impugned Proceeding dated 03.04.2025 bearing Rc.No.A/34/2025 (Ex.P.1) until the next listing.

4. Learned Counsel for the Writ Petitioner is directed to take out Personal Notice in respect of the Unofficial Respondent No.8 within two weeks from today and file proof of receipt of Notice within two weeks thereafter.

5. Let Counter Affidavit be filed within four weeks. Two weeks thereafter for filing Re-joinder, if any.

6. Registry is directed to print the names of Government Pleader for Panchayat Raj and Sri S. Vivek Chanrasekhar as learned Standing Counsel for the Respondent No.3 in the Cause-list.

7. List the matter on 15.07.2025.

GANNAMANENI RAMAKRISHNA PRASAD, J

Dt: 07.05.2025

Vns