



[3209]

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

MONDAY, THE TWENTY SIXTH DAY OF JUNE
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WRIT PETITION NO: 15063 OF 2023

Between:

Poleboina Maddileti, S/o Maddileti, Aged about 49 years, Occ. Agriculture, R/o 2-43A, Mittamedipalle Village, ReddiCherla, Komarole Mandal, Prakasam District.

Petitioner

AND

1. State of Andhra Pradesh, Rep by its Principal Secretary, Irrigation Department, Secretariat, Amaravati, Guntur District.
2. Assistant Executive Engineer, Irrigation Section-I, Racharla, Prakasam District.
3. Assistant Engineer (Operation), Andhra Pradesh Central Power Distribution Company Ltd., Komarolu, Prakasam District
4. The Tahsildar, Komarolu Mandal, Prakasam District.
5. Mr. Nandyala Venkateswarulu, S/o. Lakshmayya, R/o. Mittamedipalle Village, Reddi Cherla, Komarole Mandal, Prakasam 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 any Writ, Order or direction more particularly one in the nature of a Writ of mandamus declaring then letter No. W/3/05M dated 17.06.2022 issued by 2nd respondent and the consequential No. AE/0/KOMAROLE/F/DNo.648/23 dated 08.03.2023 and the letter dated 10.6.2023 issued by 3rd respondent as illegal, arbitrary and violation of the Article 14, 21 and 300-A of the Constitution of India and to consequently set aside the same.

IA NO: 1 OF 2023

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 No. 2 to 4 not to disturb the borewell in any manner including by disconnecting its power supply to service No. 4244205000050 by virtue of impugned orders., Pending disposal of WP 15063 of 2023, 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 upon hearing the arguments of Sri V V SATISH Advocate for the Petitioner and of GP FOR IRRIGATION for the Respondent Nos. 1 and 2, Sri V R REDDY KOWURI, Standing Counsel for Respondent No.3, GP FOR REVENUE for Respondent No.4 and the Court made the following

ORDER

"Heard learned counsel for the petitioner.

Learned Assistant Government Pleader for Irrigation appearing for respondent Nos.1 & 2, learned Standing Counsel appearing for the 3rd respondent, and learned Assistant Government Pleader for Revenue seek time to secure written instructions in the matter.

List the matter after three weeks in Motion List.

In the meanwhile, there shall be interim direction as prayed for."

//TRUE COPY//

For .

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Irrigation Department, Secretariat, Amaravati, Guntur District.
2. Assistant Executive Engineer, Irrigation Section-I, Racharla, Prakasam District.
3. Assistant Engineer (Operation), Andhra Pradesh Central Power Distribution Company Ltd., Komarolu, Prakasam District
4. The Tahsildar, Komarolu Mandal, Prakasam District.
5. Mr. Nandyala Venkateswarulu, S/o. Lakshmayya, R/o. Mittamedipalle Village, Reddi Cherla, Komarole Mandal, Prakasam District. (Addressess 1 to 5 by RPAD)
6. One CC to SRI. V V SATISH Advocate [OPUC]
7. One CC to SRI. V R REDDY KOVVURI, Standing counsel [OPUC]
8. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
9. Two CCs to GP FOR IRRIGATION, High Court Of Andhra Pradesh. [OUT]
10. One spare copy.

psk

HIGH COURT

NJSJ

DATED:26/06/2023

LIST AFTER THREE WEEKS IN MOTION LIST

ORDER

WP.No.15063 of 2023

INTERIM DIRECTION

