

[3506]

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

TUESDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

WRIT PETITION NO: 16987 OF 2025



Between:

Gangula Vaddikasulu, S/o. Gangula Edukondalu, aged about 25 years,
Occ: Village Agricultural Assistant, R/o. Sunkollu Village, Nuzuvid
Mandal, Eluru District, Andhra Pradesh.

Petitioner/s

AND

1. State of Andhra Pradesh, Represented by its Principal Secretary,
Department of Agriculture Secretariat, Velagapudi, Amaravati, Guntur
District
2. The Director, Grama Sachivalayam and Ward Sachivalayam Dept.
Jawahar Auto Nagar, Vijayawada.
3. The Collector & District Magistrate, Machilipatnam, Krishna District.
4. District Agriculture Officer, Krishna District, Machilipatnam
5. District Agriculture Officer, NTR District.
6. District Agriculture Officer, Eluru District.
7. Thota Sumala Rani, D/o. Unknown, Chennuru Secretariat, Pedana
mandal, Krishna District. Also at: Chinnaagiripalli Secretariat, Agiripalli
mandal, Eluru District.
8. Pallipamu Rajesh, S/o. Unknown, Peerikedu Secretariat, Bapulapadu
mandal, Krishna District. Also at: Chinnaagiripalli Secretariat, Agiripalli
mandal Eluru District.

9. Vellanki Vijay Babu, S/o. Unkown, Mopparu Secretariat, Pedaparupudi mandal, Krishna District. Also at: Valasapalli Secretariat, Musunuru mandal Eluru District.

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 a writ, order or direction, more particularly a writ in the nature of Mandamus, declaring the action of Respondent No.4 in issuing Proceedings Rc.No.A2/05/2025, dated 30.06.2025, in contravention of the transfer guidelines prescribed under G.O.Ms.No.5, dated 12.06.2025, issued by the Gram Secretariat and Ward Secretariat (GSWS) Department, and Circular Letter No.2866243/F(HR)/GSWS/2025, dated 16.06.2025 issued by Respondent No.2 as arbitrary, illegal, and without jurisdiction and also violative of the fundamental rights guaranteed to the petitioner under Articles 14, 16, and 21 of the Constitution of India and consequently, direct the respondents to conduct fresh counselling or post the petitioner at one of their preferred locations.

IA NO: 1 OF 2025

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 suspend the operation and effect of Proceedings bearing Rc.No.A2/05/2025 30.06.2025, Pending disposal of WP 16987 of 2025, on the file of the High Court.

IA NO: 2 OF 2025

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 stay the transfer of the petitioner from Kotha edara Secretariat, Agiripalli Mandal Eluru District to Anagaluru Secretariat Gudlavalleru Mandal, Krishna District pursuant to Proceeding bearing Rc.No.A2/05/2025 dated 30.06.2025 issued by Respondent No.4, Pending disposal of WP 16987 of 2025, 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 M/s. CHUKKA HARIKA, Advocate for the Petitioner, learned GP FOR SERVICES-II for the Respondent Nos.1 to 6, learned GP FOR REVENUE for the Respondent No.3, the Court made the following

ORDER:

“Learned Government Pleader for Services-II takes notice for the official respondents and seeks time to get instructions.

Learned counsel for petitioner submits that as per G.O.Ms.No.5, Department of Grama Sachivalayams and Ward Sachivalayams, dated 12.06.2025, in particular, clause 7(v) thereof, transfers are supposed to be undertaken and effected by District Collectors of erstwhile Districts/Appointing Authorities, but in the present case, the impugned transfer orders have been issued by 4th respondent-District Agriculture Officer, who is not the Appointing Authority, and hence, the transfers are without jurisdiction.

Learned Government Pleader for Services-II seeks time to make submissions on jurisdictional issue as well.

List the matter along with W.P.No.16981 of 2025 on 15.07.2025 in the Adjourned Motion List.

Meanwhile, respondents are directed to maintain status quo with regard to the impugned transfers.”

Sd/- B. PRASADA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Department of Agriculture Secretariat,
Velagapudi, Amaravati, Guntur District, State of Andhra Pradesh (BY
SPECIAL MESSENGER)

2. The Director, Grama Sachivalayam and Ward Sachivalayam Dept.
Jawahar Auto Nagar, Vijayawada.
3. The Collector & District Magistrate, Machilipatnam, Krishna District.
4. District Agriculture Officer, Krishna District, Machilipatnam
5. District Agriculture Officer, NTR District.
6. District Agriculture Officer, Eluru District.
7. Thota Sumala Rani, Chennuru Secretariat, Pedana mandal, Krishna
District. Also at: Chinnaagiripalli Secretariat, Agiripalli mandal, Eluru
District.
8. Pallipamu Rajesh, Peerikedu Secretariat, Bapulapadu mandal, Krishna
District. Also at: Chinnaagiripalli Secretariat, Agiripalli mandal Eluru
District.
9. Vellanki Vijay Babu, Mopparu Secretariat, Pedaparupudi mandal, Krishna
District. Also at: Valasapalli Secretariat, Musunuru mandal Eluru
District. (Addressee Nos.2 to 9 by RPAD)
10. One CC to Ms. CHUKKA HARIKA Advocate [OPUC]
11. Two CCs to GP FOR SERVICES II ,High Court Of Andhra
Pradesh. [OUT]
12. Two CCs to GP FOR REVENUE, High Court of Andhra Pradesh. [OUT]
13. One spare copy

KJ

HIGH COURT

CGR,J

DATED:08/07/2025

LIST THE MATTER ALONG WITH W.P.NO.16981 OF 2025 ON 15.07.2025
IN THE ADJOURNED MOTION LIST

ORDER

WP.No.16987 of 2025

STATUS QUO

