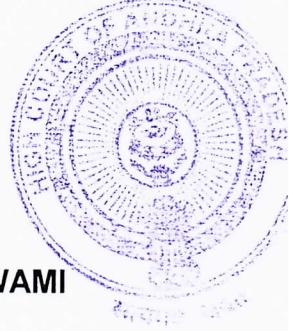


**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special Original Jurisdiction)**

WEDNESDAY, THE TWENTY SECOND DAY OF SEPTEMBER,
TWO THOUSAND AND TWENTY ONE



:PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE SRI ARUP KUMAR GOSWAMI
AND
THE HONOURABLE SRI JUSTICE NINALA JAYASURYA
WP(PIL). NO: 200 OF 2021**

Between:

Madineni Uma Maheshwara Naidu, S/o. Madineni Chinnaparvathaiah, Aged about 49 Yrs, Occ. Farmer, R/o. 9A-46A-99, WARD 09, Kalyandurgam, Ananthapuramu, AP - 515 761. Mobile No.9640169999, Email ID. uamaheswarnaidu999@gmail.com, umaheswarnaidu9@gmail.com Aadhar No.8646 9980 9774, PAN Card No.AARPU1937H, Bank A/c No.31572200098758 of Canara Bank, 13157-Kalyandurg-515761.

....Petitioner

AND

1. The State of Andhra Pradesh, Rep., by its Principal Secretary, Revenue (Endts.III) Department, Velagapudi, Amaravathi, Andhra Pradesh
2. The Tirumala Tirupathi Devasthanam, Rep by its Executive Officer, TTD, Tirupathi, Chittoor District
3. The Commissioner, Department of Endowments, Gopalapudi, Viayawada

...Respondents

WHEREAS the above named through his Advocate Sri Y Balaji presented this petition under Art. 226 of the Constitution of India, the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of mandamus declaring the action of the Respondent No.1 in Nominating 52 Special Invitees to Tirumala Tirupati Devasthanams by giving privilege on par with the members of TTD Trust Board regarding Darshan and their tenure, through the Two GOs, vide (i).G.O.Rt.No.569, dated. 15/09/2021 of Revenue (Endts.III) Department and (ii).G.O.Rt.No.568, dated. 15/09/2021 of Revenue (Endts.III) Department, which is illegal, arbitrary action on the part of the 1st Respondent and also contrary to the Section 96 of Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Acts, 1987, and also violation of Art. 25 of the Constitution of India and consequently set aside the two Government orders, Vide G.O.Rt.No.569, dated. 15/09/2021 of Revenue (Endts.III) Department and G.O.Rt.No.568, dated. 15/09/2021 of Revenue (Endts.III) Department in nominating the 52 Special Invitees to Tirumala Tirupati Devasthanam by giving privilege on par with the members of TTD Trust Board regarding Darshan.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Y Balaji Advocate for the Petitioner, Sri S. Sri Ram Advocate General for Respondent Nos 1 & 3, and Sri S.S. Pasad Senior Counsel for Respondent No.2, directed issue of notice to the Respondents herein returnable in four (4) weeks to show cause as to why this WP(PIL) should not be admitted.

You viz:

1. The Principal Secretary, Revenue (Endts.III) Department, State of A.P., Velagapudi, Amaravathi, Andhra Pradesh
2. The Executive Officer, Tirumala Tirupathi Devasthanam, TTD, Tirupathi, Chittoor District
3. The Commissioner, Department of Endowments, Gopalapudi, Viayawada

are directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and affidavit filed therewith (copy enclosed) this PUBLIC INTEREST LITIGATION should not be admitted.

IA NO: 1 OF 2021

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to call for the record of nomination process of 81 members to the TTD Board to show explain in what field they are experts and how their nominations preserves the social, economic, religious and environmental character of the TTD as stated in their nomination orders, pending disposal of WP(PIL) No. 200 of 2021, on the file of the High Court.

IA NO: 2 OF 2021

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the two Government orders, Vide G.O.Rt.No.569, dated. 15/09/2021 of Revenue (Endts.III) Department and G.O.Rt.No.568, dated. 15/09/2021 of Revenue (Endts.III) Department in nominating the 52 Special Invitees to Tirumala Tirupati Devasthanam by giving privilege on par with the members of TTD Trust Board regarding Darshan, pending disposal of WP(PIL) No. 200 of 2021, on the file of the High Court.

The Court made the following

ORDER:

Heard Mr. Y. Balaji, learned counsel for the petitioner.

Also heard Mr. S. Sri Ram, learned Advocate General, appearing for respondent Nos.1 & 3 and Mr. S. S. Prasad, learned Senior Counsel, appearing for respondent No.2.

By an order dated 08.08.2021 vide G.O.Ms.No.213, Revenue (Endts.III) Department, Sri Y. V. Subba Reddy was appointed as Chairman, Tirumala Tirupathi Devasthanams Board. Thereafter, in continuation of the aforesaid order, vide G.O.Ms.No.245, dated 15.09.2021, in exercise of powers conferred under sub-section (1) of Section 96 of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987 (Act 30 of 1987) (for short ‘ the Act, 1987’) as amended, the Government of Andhra Pradesh appointed 28 members to the Tirumala Tirupati Devasthanams Board.

Mr. Y. Balaji has submitted that the aforesaid G.Os. have been issued in accordance with Section 96 (1) of the Act of 1987, as amended, which stipulates that the Tirumala Tirupati Devasthanams Board can consists not more than 29 members including Chairman.

The grievance expressed by the petitioner is that subsequently vide G.O.Rt.No.568 dated 15.09.2021, the Government nominated two persons as Special Invitees to the Tirumala Tirupati Devasthanams Board, for a period conterminous with the tenure of the Board with conditions that the Special Invitees will not have any voting right, while passing resolutions in the Board and that the Special Invitees will be given protocol on par with the Tirumala Tirupati Devasthanams Trust Board members. G.O.Rt.No.569 dated 15.09.2021 was also issued nominating 50 persons as Special Invitees to Tirumala Tirupati Devasthanams Board giving privileges on par with members of the Tirumala Tirupati Devasthanams Trust Board.

It is submitted by Mr. Y. Balaji that the aforesaid two G.Os. are illegal, arbitrary and they have been issued in violation of Section 96 of the Act of 1987.

Mr. S. Sri Ram submits that it is evident that Special Invitees are not members of the Board and therefore, there is no illegality in issuing the aforesaid impugned G.Os. He also submitted that there are previous instances of Special Invitees being nominated to the Board.

Mr. S. S. Prasad submits that since no representation was filed before approaching this Court, this Public Interest Litigation is liable to be dismissed.

Issue notice, returnable in four (4) weeks.

On due consideration, we are of the prima facie opinion that the orders in G.O.Rt.No.568, Revenue (Endts.III) Department, dt.15.09.2021 and G.O.Rt.No.569, Revenue (Endts.III) Department, dt. 15.09.2021 are not in accordance with Section 96 (1) of the Act of 1987, as there is no provision for Special Invitees in Section 96 of the Act and therefore, the impugned G.Os. shall remain suspended, until further orders.

Sd/-M.Suryanadha Reddy
ASSISTANT REGISTRAR

//TRUE COPY//

I SECTION OFFICER

To,

1. The Principal Secretary, Revenue (Endts.III) Department, State of A.P., Velagapudi, Amaravathi, Andhra Pradesh
2. The Executive Officer, Tirumala Tirupathi Devasthanam, TTD, Tirupathi, Chittoor District
3. The Commissioner, Department of Endowments, Gopalapudi, Viayawada
(Addressee Nos 1 to 3 by RPAD along with a copy of petition and affidavit)
4. One CC to Sri. Y Balaji Advocate [OPUC]
5. Two CCS to Sri S. Sri Ram, Advocate General, High Court of A.P., at Amaravati (OUT)
6. One CC to Sri S. Prasad, Senior Counsel, High Court of A.P., at Amaravati (OPUC)
7. One spare copy

Skm

HIGH COURT

**HCJ &
NJS,J**

DATED:22/09/2021

NOTICE BEFORE ADMISSION

WP(PIL).No.200 of 2021

INTERIM SUSPENSION

