

[3330]

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

WEDNESDAY ,THE FOURTEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

WRIT PETITION NO: 17898 OF 2024



Between:

1. Nadella Veeranjanyulu, S/o. Nadella Venkata Krishna, Aged about 35 years, Occ- Agriculture, R/o. 10/2, Mallavolu Village, Guduru Mandal, Krishna District,
2. Panchakarla Revathi, W/o. Narasimharao, Aged about 32 years, Occ- Housewife, R/o. Mallavolu Village, Gururu Mandal, Krishna District

Petitioners

AND

1. The State Of Andhra Pradesh, Rep by its Principal Secretary Department of the School Education Secretariat Buildings ,Velagapudi, Guntur District,
2. The Commissioner of School Education, Government of Andhra Pradesh, Venkatadri Towers, opp DGP Office, Besides Happy Resorts, Atmakur, Mangalagiri Guntur District, Andhra Pradesh.
3. The Samagra Shiksha Abhiyan, Rep by its State Project Director, Department of School Education , SSA High School Road, Patmata, Vijayawada ,
4. The Samagra Shiksha Abhiyan, Rep by its Project Officer, School Education, SSA Department, O/o The District Educational Officer, Machilipatnam, Krishna District
5. The District Educational Officer, Machilipatnam, Krishna District Andhra Pradesh.

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 may be pleased to-

a) Issue a Writ of Mandamus or any other appropriate writ, order, or direction, declaring the action of the respondents in proposing to conduct fresh elections on 17.08.2024 as illegal, arbitrary, and violative of the petitioners rights,

b) Direct the respondents to declare the results of the elections conducted on 08.08.2024, wherein the petitioners were duly elected as Chairman and Vice-Chairman of the School Management Committee of Zilla Parishad High School, Mallavolu Village of Guduru Mandal.

IA NO: 1 OF 2024

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 grant stay on the proposed fresh elections scheduled to be held on 17.08.2024, to prevent irreparable harm to the petitioners, Pending disposal of WP 17898 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 upon hearing the arguments of Sri MEDAPATI SANTOSH REDDY Advocate for the Petitioners and of GP FOR SCHOOL EDUCATION for the Respondent Nos.1, 2, 5, Smt. UMADEVI, Advocate for the Respondent Nos. 3 and 4, the Court made the following.

ORDER

“The grievance of the petitioners is that the respondents have conducted the elections on 08.08.2024 to the present school, without declaring the results the respondents have issued another notification *vide* Rc.No.SSA-16021/54/2023-SEC-CMO SS, dated 30.07.2024 to conduct elections once again for the same school notifying the date as 17.08.2024.

The learned counsel appeared for the respondents have stated that already the elections were conducted. Conducting elections for the same school for second time and issuing notification is assailed in the present writ petition, without annulling the first elections.

Heard both sides.

There shall be an interim stay as prayed for, until further orders.

List the matter after four (04) weeks.

Meanwhile, respondents are directed to file their counter-affidavit."

Sd/- SK.MD. RAFI

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, The State of Andhra Pradesh, Department of the School Education Secretariat Buildings, Velagapudi, Guntur District.
2. The Commissioner of School Education, Government of Andhra Pradesh, Venkatadri Towers, opp DGP Office, Besides Happy Resorts, Atmakur, Mangalagiri Guntur District, Andhra Pradesh.
3. The State Project Director, Samagra Shiksha Abhiyan, Department of School Education, SSA High School Road, Patmata, Vijayawada. (Addresses 1 to 3 By SPECIAL MESSENGER)
4. The Project Officer, Samagra Shiksha Abhiyan, School Education, SSA Department, O/o The District Educational Officer, Machilipatnam, Krishna District
5. The District Educational Officer, Machilipatnam, Krishna District Andhra Pradesh. (Addresses 3 to 5 by RPAD)
6. One CC to SRI. MEDAPATI SANTOSH REDDY Advocate [OPUC]
7. One CC to SRI. UMADEVI, Advocate [OPUC]

8. Two CCs to GP FOR SCHOOL EDUCATION ,High Court Of Andhra Pradesh. [OUT]

9. One spare copy

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HIGH COURT

TRR,J

DATED:14/08/2024

POST AFTER FOUR WEEKS

ORDER

WP.No.17898 of 2024

INTERIM STAY

