

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
WEDNESDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

:PRESENT:
THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

IA No. 1 OF 2023
IN
WP NO: 22181 OF 2023



Between:

1. Datla Venkata Subbaraju, S/o. Jagannadharaju,
Aged 46 years, Occ: Cultivation,
R/o. #24, Korukollu, Agadallanka, Bhimadole Mandal
Eluru District (Formerly West Godavari District)
2. Datla Jannadharaju, S/o. Buchhiramaraju,
Aged 69 years, Occ: Cultivation,
R/o. #24, Korukollu, Gundugolanu Village,
Bhimadole Mandal, Eluru District,
(Formerly West Godavari District)
3. Vegesna Padma, W/o. Srinivasaraju,
Aged 51 years, Occ: Cultivation,
R/o. 28-1-39, Santhi Nagar, Anu Residency,
8th Road, Eluru Town and Mandal, Eluru District,
(Formerly West Godavari District).
4. Byrraju Satyanarayanaraju, S/o. Krishnamraju,
Aged 46 years, Occ: Cultivation,
R/o. #1-29, Korukollu, Agadallanka, Bhimadole Mandal,
Eluru District (Formerly West Godavari District).
5. Siribattina Trimurthulu, S/o. Siddayya,
Aged 57 years, Occ: Cultivation,
R/o. H.No. 25-11-14, Plot No. S-1,
Narasimharao Peta, SVS Pranava Hari Nivas,
Eluru Town and Mandal, Eluru District,
(Formerly West Godavari District).
6. Vegesna Venkatapathiraju, S/o. Chinna Appalaraju,
Aged 56 years, Occ: Cultivation, R/o. #2-9,
Ratnapuram, Korukollu, Gundugolanu Village,
Bhimadole Mandal, Eluru District,
(Formerly West Godavari District).

7. KolanuvudaSriramaraju, S/o. Prasadaraju,
Aged 39 years, Occ: Cultivation, R/o. #23/A,
Ratnapuram, Korukollu, Gundugolanu Village,
Bhimadole Mandal, Eluru District,
(Formerly West Godavari District).
8. Koppella Satyanarayana Raju, S/o. Venkataraju,
Aged 59 years, Occ: Cultivation, R/o. #7-72, Pathuru,
Dirusamaru Village, Bhimavaram Mandal,
West Godavari District.
9. Vegesna Santhosh Varma, S/o. Balasuryanarayana Raju,
Aged 24 years, Occ: Cultivation, R/o. #2-25,
Korukollu, Gundugolanu Village, Bhimadole Mandal,
Eluru District, Formerly West Godavari District.
10. G.S.N.V. Varmaraju, S/o. Appalraju,
Aged 31 years, Occ: Cultivation, R/o. #1-38/1,
Korukollu, Gundugolanu Village, Bhimadole Mandal,
Eluru District, Formerly West Godavari District.
11. G. Suryakumari, S/o. Janakiramaraju,
Aged 46 years, Occ: Cultivation, R/o. 2-30-1,
Korukollu, Agadallanka Village, Bhimadole Mandal,
Eluru District, Formerly West Godavari District.
12. Vatsavayi Venkatarama Krishna Arjuna Raju,
S/o. Satyanarayana Raju, Aged 55 years,
Occ: Cultivation, R/o. 2-96/1, Satyawada Village,
Undrajavaram Mandal, Eluru District
Formerly West Godavari District.
13. Vatsavayi Ramya Naga Devi,
D/o. Venkatarama Krishna Raju,
Aged 33 years, Occ: Cultivation,
R/o. D. No. 10-47, Sanivarapupeta,
Eluru Town and Mandal, Eluru District,
Formerly West Godavari District.
14. Vatsavayi Bhagyalakshmi Geethavani,
W/o. Venkatarama Krishna Raju,
Aged 53 years, Occ: Cultivation,
R/o. D. No. 2-96/1, Satyawada Village,
Undrajavaram Mandal, Eluru District
Formerly West Godavari District.

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15. Vegesna Krishnamaraju, S/o. Satyanarayana Raju,
Aged 69 years, Occ: Cultivation, R/o. Gavaravaram,
Sanivarapupeta, Eluru Town and Mandal, Eluru District,
Formerly West Godavari District.

16. Chintalapati Sujatha, W/o. Dharmaraju,
Aged 42 years, Occ: Cultivation, R/o. H.No. 1-86,
Sanivarapupeta, Eluru Town and Mandal, Eluru District,
Formerly West Godavari District.

17. Patchhamatla Malathi Lakshmi, W/o. Ramaraju,
Aged 45 years, Occ: Cultivation, R/o. H. No. 7-89,
Chintalapudi Mandal, Eluru District,
Formerly West Godavari District.

18. J.S.R.V.N. Krishnamaraju, S/o. Ramkrishnam Raju,
Aged 53 years, Occ: Cultivation, R/o. H.No. 3-3/69,
Satyam Valley, Opp Rajiv Gandhi Nagar,
Bachupalli, Rangareddi District.

19. Vegesna Naga Venkata Lakshmi Jyothi,
W/o. Manikumar, aged 37 years, R/o. Plot No. 101,
Sri Balaji Enclave, Bhagyanagar Colony,
Kukatpally, Hyderabad.

20. Vegesna Satyavathi, W/o. Somaraju,
Aged 45 years, Occ: Cultivation, R/o. 1-40,
Korukollu Village, Bhimadole Mandal,
Eluru District, Formerly West Godavari District.

Petitioners

And

1. State of Andhra Pradesh,
Rep by its. Principal Secretary to Government,
Department of Energy, Secretariat, Velagapudi,
Amaravati, Guntur District.

2. Eastern Power Distribution Company Ltd.
Rep by its. Chief General Manager (IA & Rev),
A.P.E.P.D.C.L., Visakhapatnam.

3. Superintending Engineer (Operations),
Eastern Power Distribution Company Ltd,
Eluru District at Eluru, (Formerly West Godavari District)

4. Accounts Officer, Revenue Operations Circle, A.P.E.P.D.C.L., Eluru District at Eluru, (Formerly West Godavari District).
5. Additional Deputy Engineer ADE, A.P.E.P.D.C.L., Bhimadolu Mandal, Eluru District at Eluru, (Formerly West Godavari District)
6. Assistant Engineer, A.P.E.P.D.C.L., Bhimadolu Mandal, Eluru District, Formerly West Godavari District.
7. Assistant Director of Fisheries, Government of Andhra Pradesh, Badampudi, Eluru District, (Formerly West Godavari District).
8. Fisheries Development Officer, Bhimadolu Mandal, Eluru District, (Formerly West Godavari District).
9. District Collector-cum-Chairman, Spandana Grievance Cell, Government of Andhra Pradesh, Eluru District at Eluru, Formerly West Godavari District.

...Respondents

Counsel for the Petitioners :SRI SITA RAM CHAPARLA

Counsel for the Respondent No.1 :GP FOR ENERGY DEPARTMENT

Counsel for the Respondent Nos.2 to 6:SRI METTA CHANDRASHEKAR RAO, STANDING COUNSEL

Counsel for the Respondent Nos.7 to 9: GP FOR FISHERIES DEPARTMENT

Petition Under Section 151 of CPC is filed 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 not to disconnect power supply to the petitioners electricity service connections at their aquaculture farms situated at Korukollu and Agadallanka Villages in Bhimadolu Mandal of Eluru District by extending power tariff connection as per Memo No. CGM (IA & Rev)/GM (R) /AO(R)/ D.No. 416100/22 dt. 04.07.2022 issued by 2nd respondent, Pending disposal of WP No. 22181 of 2023, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

1. Heard.

2. Learned counsel for the petitioner submitted that in a similar case, this Court has passed an order in I.A.No.1/2023 in W.P.No.17536/2023 and prayed to consider this case also in the similar lines on the ground of parity.

Taking the submissions into consideration, this Court is inclined to pass the interim order in terms of I.A.NO.1/2023 in W.P.No.17536/2023 on the grounds of parity.

Accordingly, the respondent authorities are directed not to take any coercive steps in petitioners aqua culture farms situated in Korukollu and Adagallanka villages in Bhimadolan Mandal, Eluru District, till the next date of hearing.

Sd/-K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary to Government, State of Andhra Pradesh, Department of Energy, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Chief General Manager (IA & Rev), Eastern Power Distribution Company Ltd, A.P.E.P.D.C.L., Visakhapatnam.
3. Superintending Engineer (Operations), Eastern Power Distribution Company Ltd, Eluru District at Eluru, (Formerly West Godavari District)
4. Accounts Officer, Revenue Operations Circle, A.P.E.P.D.C.L., Eluru District at Eluru, (Formerly West Godavari District).
5. Additional Deputy Engineer ADE, A.P.E.P.D.C.L., Bhimadolu Mandal, Eluru District at Eluru, (Formerly West Godavari District)
6. Assistant Engineer, A.P.E.P.D.C.L., Bhimadolu Mandal, Eluru District, Formerly West Godavari District
7. Assistant Director of Fisheries, Government of Andhra Pradesh, Badampudi, Eluru District, (Formerly West Godavari District)
8. Fisheries Development Officer, Bhimadolu Mandal, Eluru District, (Formerly West Godavari District).
9. District Collector-cum-Chairman, Spandana Grievance Cell, Government of Andhra Pradesh, Eluru District at Eluru, Formerly West Godavari District. **(Addressees 1 to 9 By RPAD)**
10. One CC to SRI. SITA RAM CHAPARLA Advocate [OPUC]
11. One CC to SRI METTA CHANDRASEKHARA RAO, Standing Counsel [OPUC]
12. Two CCs to GP FOR ENERGY DEPARTMENT, High Court of Andhra Pradesh. [OUT]
13. Two CCs to GP FOR FISHERIES DEPARTMENT, High Court of Andhra Pradesh [OUT]
14. One spare copy

PSR

HIGH COURT

RC,J

DATED:30/08/2023

NOTE: POST ON 13.09.2023.

ORDER

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INTERIM DIRECTION

