



IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)



WEDNESDAY, THE SIXTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 24187 OF 2024

Between:

Kandakatla Srinivas Rao, S/o K. Ramulu, Aged about 50 years, R/o D. 27-13-13, Sudheer Vihar Building Behind Apsara Theatre, DT Rao Lane, Governorpet 520002.

...PETITIONER

AND

1. The State of Andhra Pradesh, through its Principal Secretary, B C Welfare Department, Secretariat, Velagapudi, Amaravati.
2. The State of Andhra Pradesh, through its Principal Secretary, Finance Department, Secretariat, Velagapudi Amaravati.
3. The Director, B C Welfare Department, State of Andhra Pradesh Vijayawada, NTR District, A.P.
4. The District Collector, NTR District, Collectorate compound, NTR District.
5. The District B C Welfare Officer, NTR 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 Writ Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents in releasing

financial assistance to the tune of Rs 10,00,000/- (Ten Lakh Rupees only) to the son of the petitioner by name Midhun Kandakatla under the NTR Videshi Vidyadharana Overseas Scholarship scheme in pursuance of the Application bearing No OV2018120096 for studying Masters in Applied Computer Sciences in North West Missouri State University at Maryville, United States as illegal, arbitrary, unjust, contrary to law and violative of Article 14, 19 and 21 of the Constitution of India, consequently direct the respondents to release the financial assistance immediately.

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 direct the respondents to release the financial assistance to the tune of Rs 10,00,000/- (Ten Lakh Rupees only) to the son of the petitioner by name Midhun Kandakatia under the NTR Videshi Vidyadharana Overseas Scholarship scheme in pursuance of the Application bearing No: OV2018120096 for studying Masters in Applied Computer Sciences in North West Missouri State University at Maryville, United States pending disposal of the above writ petition.

Counsel for the Petitioner: M/s. KANDAKATLA UJWALA DEVI

Counsel for the Respondent Nos.1, 3 to 5: GP FOR SOCIAL WELFARE

Counsel for the Respondent No.2: GP FOR FINANCE PLANNING

The Court made the following order:

APHC010468922024



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1. THE STATE OF ANDHRA PRADESH, through its Principal Secretary B C Welfare Department Secretariat Velagapudi Amaravati.

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3. The Director, B C Welfare Department State of Andhra Pradesh Vijayawada NTR District A.P.

4. The District Collector, NTR District Collectorate compound NTR District.

5. The District B C Welfare officer, The District B C Welfare officer NTR District.

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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 Writ Order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondents in releasing financial assistance to the tune of Rs 10,00,000/- (Ten Lakh Rupees only) to the son of

the petitioner by name Midhun Kandakatla under the NTR Videshi Vidyadharana Overseas Scholarship scheme in pursuance of the Application bearing No OV2018120096 for studying Masters in Applied Computer Sciences in North West Missouri State University at Maryville, United States as illegal, arbitrary, unjust, contrary to law and violative of Articles 14, 19 and 21 of the Constitution of India, consequently direct the respondents to release the financial assistance immediately.

Counsel for the Petitioner: Kandakatla Ujwala Devi

Counsel for the Respondents: GP FOR SOCIAL WELFARE

Counsel for the Respondents: GP FOR FINANCE PLANNING

The Court made the following ORDER:

Grievance of the petitioner in the present Writ Petition, is that despite sanction of funds by the Government, the respondents are not releasing the financial assistance of Rs.10,00,000/- to his son namely Midhun Kandakatla under the NTR Videshi Vidyadharana Overseas Scholarship Scheme in pursuance of the application bearing No.OV2018120096, for studying Masters in Applied Computer Sciences in North West Missouri State university at Maryville, United States.

2. Today, when the matter came up for admission, it is submitted by the learned counsel for the petitioner, and acceded to, by the learned Assistant Government Pleader, that the subject matter of this Writ Petition is squarely covered by the order passed by this Court in Writ Petition No.28790 of 2023, dated 02.11.2023, wherein this Court held thus.

“3. While making the above submissions, the learned counsel for the petitioner had also drawn the attention of this Court to the order of a learned Judge of this Court in W.P.No.21305 of 2023, dated 29.8.2023. On the other hand, learned Assistant Government Pleader for Social Welfare, on the basis of the communication dated 02.11.2023 addressed by the 3rd respondent, made his submissions.

4. As seen from the said communication, which is made part of the record, it is discernible that there is no dispute with regard to the petitioner's son pursuing Post Graduation Course

of Masters in Information Technology and Systems from the University of Tasmania, Australia. It would further appear that the verification of documents was completed and the petitioner's son is eligible for financial assistance, in view of the report submitted by the Vigilance and Enforcement Department. But it takes three months' time for completing the process of making payment of the amount (for receipt of budget from the Government and for sanction of the amount).

5. This Court, considering the submissions made and the object of the Government in issuing the above referred Government Orders, is of the opinion that any unreasonable delay on the part of the respondent Authorities, is not just or tenable more particularly in the light of the averments made in Paragraph No.8 of the writ affidavit and results in irreparable prejudice to the petitioner. The grievance of the writ petitioner is well founded."

3. Hence, following the said order passed by this Court in Writ Petition No.28790 of 2023, dated 02.11.2023 and for the reasons mentioned therein, this Writ Petition is disposed of, with a direction to the respondents to release the financial assistance of Rs.10,00,000/- (Rupees Ten lakhs only) to the petitioner within a period of two (2) months from the date of receipt of a copy of this order. There shall be no order as to costs.

As a sequel thereto, the miscellaneous applications, if any,
pending in this Writ Petition shall stand closed.

//TRUE COPY//

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, B C Welfare Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati.
2. The Principal Secretary, Finance Department, State of Andhra Pradesh, Secretariat, Velagapudi Amaravati.
3. The Director, B C Welfare Department, State of Andhra Pradesh Vijayawada, NTR District, A.P.
4. The District Collector, NTR District, Collectorate compound, NTR District.
5. The District B C Welfare Officer, NTR District.
6. One CC to M/s. Kandakatla Ujwala Devi, Advocate [OPUC]
7. Two CCs to GP for Social Welfare, High Court of Andhra Pradesh [OUT]
8. Two CCs to GP for Finance and Planning, High Court of Andhra Pradesh [OUT]
9. Two CD Copies.

ssb

HIGH COURT

DATED:06/08/2025

ORDER
WP No. 24187 OF 2024



DISPOSING OF THE W.P. WITHOUT COSTS