

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

THURSDAY, THE FIFTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

**THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI
WRIT PETITION NO: 26052 OF 2023**



Between:

Shaik Dachepalli Saida, S/ o. Chennu Saheb, Aged about 48years, Occ- Farmer,
R/o. H.No- 3-250, Dodleru Village, Krosuru Mandal, Palnadu District, Andhra Pradesh.

... Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Panchayat Raj and Rural Development Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The State of Andhra Pradesh, Rep. by Principal Secretary to Government, Finance Department, A.P. Secretariat, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh - 522 238.
3. The Commissioner, Panchayat Raj and Rural Development Department, Government of Andhra Pradesh, NH -16, Tadepalli, Guntur District.
4. The District Collector (Panchayat Wing), Narasaraopet, Palnadu District.
5. The Executive Engineer, Panchayat Raj, P.R. Division, Narasaraopet/Guntur, Palnadu/ Guntur District.
6. The Dodleru Grama Panchayat, Rep. by its Executive Authority- cum- Panchayat Secretary, Dodleru Village, Krosuru Mandal, Palnadu District.
7. The Pay and Accounts Officer, Works Accounts, Guntur, Guntur District.

... Respondents

WHEREAS the Petitioner above named through his/her Advocate T VENU GOPAL presented this 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 prayed that this **WRIT OF MANDAMUS** declaring the action of the respondents in not releasing the bill amounts admittedly due to the petitioner despite successful completion of aforesaid works as per the details mentioned in the different FTR(Fund Transfer Order) Numbers 8070418009911 and 8070418009910 for the works executed by the petitioner with the total cost of Rs.3,52,355/- under the MGNREGS Grant works, for construction of Pucca internal Roads/Streets including Drainage system and Culverts with in a village of Dodleru Village, Krosuru Mandal, Palnadu District, and approved for payment, even after completion of defect liability period and inspite of repeated requests, as illegal, arbitrary, discriminatory, unjust enrichment, violative of Articles 14, 19 and 21 of the Constitution of India, apart from being contrary to the orders of this Hon'ble Court issued from time to time and consequently direct the respondents to forthwith release bill amounts admittedly due to the petitioner in respect of aforesaid works along with interest accrued thereon

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri T VENU GOPAL Advocate for the Petitioner, GP FOR PANCHAYAT RAJ for respondent nos.1, 3 to 5, GP FOR

FINANCE & PLANNING for Respondent Nos.2 and 7, Sri G.Venkat Reddy Standing Counsel for respondent no.6, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary to Government, Panchayat Raj and Rural Development Department, State Of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Principal Secretary to Government, Finance Department, State Of Andhra Pradesh, A.P. Secretariat, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh - 522 238.
3. The Commissioner, Panchayat Raj and Rural Development Department, Government of Andhra Pradesh, NH -16, Tadepalli, Guntur District.
4. The District Collector (Panchayat Wing), Narasaraopet, Palnadu District.
5. The Executive Engineer, Panchayat Raj, P.R. Division, Narasaraopet/Guntur, Palnadu/ Guntur District.
6. The Dodleru Grama Panchayat, Rep. by its Executive Authority- cum- Panchayat Secretary, Dodleru Village, Krosuru Mandal, Palnadu District.
7. The Pay and Accounts Officer, Works Accounts, Guntur, Guntur District.

are be and hereby directed to show cause either appearing in person or through an advocate on or before 12.10.2023 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

The Court made the following: ORDER

"Notice before admission.

Learned Government Pleader for Panchayat Raj and Rural Development, takes notice on behalf of respondent nos.1, 3 to 5.

Learned Government Pleader for Finance and Planning, takes notice on behalf of respondent nos.2 and 7.

Sri G. Venkat Reddy, learned standing counsel, takes notice on behalf of respondent no.6.

For instructions, post the matter on 12.10.2023, in the motion list."

//TRUE COPY//

Sd/- K. SRINIVASA RAJU
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary to Government, Panchayat Raj and Rural Development Department, State Of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.

2. The Principal Secretary to Government, Finance Department, State Of Andhra Pradesh, A.P. Secretariat, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh - 522 238.
3. The Commissioner, Panchayat Raj and Rural Development Department, Government of Andhra Pradesh, NH -16, Tadepalli, Guntur District.
4. The District Collector (Panchayat Wing), Narasaraopet, Palnadu District.
5. The Executive Engineer, Panchayat Raj, P.R. Division, Narasaraopet/Guntur, Palnadu/ Guntur District.
6. The Dodleru Grama Panchayat, Rep. by its Executive Authority- cum- Panchayat Secretary, Dodleru Village, Krosuru Mandal, Palnadu District.
7. The Pay and Accounts Officer, Works Accounts, Guntur, Guntur District. (1 to 7 by RPAD- along with a copy of petition and memorandum of grounds)
8. One CC to SRI. T VENU GOPAL Advocate [OPUC]
9. One CC to Sri. G.Venkata Reddy, Standing Counsel [OPUC]
10. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV ,High Court Of Andhra Pradesh. [OUT]
11. Two CCs to GP FOR FINANCE & PLANNING, High Court of Andhra Pradesh.[OUT]
- 12. One spare copy**

ksr

HIGH COURT

RCJ

DATED:05/10/2023

POST THE MATTER ON 12.10.2023, IN THE MOTION LIST

NOTICE BEFORE ADMISSION

WP.No.26052 of 2023

