

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

**TUESDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE**

: PRESENT:

**THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY
WRIT PETITION NO: 26696 OF 2025**

Between:

Sannamanda Samjeeva Rao, S/o. Sannamanda Mahankali, Aged about 53 years, Occ: District Fisheries Officer, R/o Sai Surya Residency, Flat 402, Palapadu Road, Narasaraopet, Palanadu District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Special Chief Secretary, Animal Husbandry Dairy Development and Fisheries Department, Secretariat, Velagapudi, Amaravathi, Andhra Pradesh.
2. The Commissioner, Fisheries Department, Government of Andhra Pradesh, Poranki, Bandar Road, Vijayawada Krishna District.
3. The District Collector and District Magistrate, Narasaraopet, (Palnadu District) Guntur 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 a Writ of Mandamus declaring the impugned proceedings Rc.No.1126/A1/2025, dated 11.09.2025 as illegal, arbitrary, unjust, and violative of Articles 14, 16, and 21 of the Constitution of India, as well as contrary to the principles of natural justice Consequently, set aside the impugned proceedings and direct the Respondents to treat the Petitioners

service as uninterrupted and Direct the Respondents to forthwith reinstate the Petitioner in the post of District Fisheries Officer, Palnadu District and Grant

IA NO: 1 OF 2025

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 Suspend the operation of the impugned proceedings Rc.No.1126/A1/2025, dated 11.09.2025, and permit the Petitioner to continue in the post of District Fisheries Officer, Palnadu District, Pending disposal of WP No.26696 of 2025, 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 G V S Kishore Kumar, Advocate for the Petitioner, and of GP for Services I for the Respondents, the Court made the following.

ORDER

The present Writ Petition is filed questioning the proceedings dated 11.09.2025 where under the Petitioner who is working as District Fisheries Officer, Palnadu District was surrendered to the Government by the Respondent No.3.

Learned counsel for the Petitioner submits that under the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or under any other Rule, there is no power conferred on the Collector to surrender an officer to the State Government and therefore, the impugned proceedings cannot be sustained.

Learned Assistant Government Pleader, on instructions, submits that there are certain allegations against the Petitioner and therefore, the

Petitioner was surrendered to the Government vide impugned proceedings. However, learned Assistant Government Pleader was unable to point out the source of power to surrender an employee to the State Government by the District Collector.

In the absence of enabling power to surrender, the impugned proceedings cannot be sustained.

Therefore, there shall be an interim direction suspending the impugned proceedings dated 11.09.2025.

Post on 03.11.2025.

SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For

To,

1. The Special Chief Secretary, State of Andhra Pradesh, Animal Husbandry Dairy Development and Fisheries Department, Secretariat, Velagapudi, Amaravathi, Andhra Pradesh.
2. The Commissioner, Fisheries Department, Government of Andhra Pradesh, Poranki, Bandar Road, Vijayawada Krishna District.
3. The District Collector and District Magistrate, Narasaraopet, (Palnadu District) Guntur District. (1 to 3 by RPAD)
4. One CC to Sri G V S Kishore Kumar Advocate [OPUC]
5. Two CCs to GP for Services I, High Court of Andhra Pradesh [OUT]
6. One spare copy

HIGH COURT

VN, J

DATED: 07/10/2025

POST ON 03.11.2025

ORDER

WP.NO.26696 OF 2025

INTERIM DIRECTION

