

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



TUESDAY, THE SEVENTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 27295 OF 2023

Between:

M/s. K.C.V.R. INFRA PROJECTS PVT LTD., Flat No.101, Dwarakamai Towers, Maruthi Nagar, Ananathapuramu Rep.by its Proprietor, Karnati Suresh Reddy, S/o Karnati Chinna Venkata Reddy, R/o D.No.6/2/906, Ram Nagar, Ananthapuramu, Ananthapuramu District, Andhra Pradesh - 515001.

Petitioner/s

AND

1. The State of Andhra Pradesh, Rep. by Principal Secretary, Panchayat Raj & Rural Development Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Finance and Planning Department, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh.
3. The Superintending Engineer, Panchayat Raj Department, Ananthapuramu District at Ananthapuramu,
4. The Executive Engineer, Panchayat Raj Department (Project Implementation Unit) Penugonda, Ananthapuramu, Ananthapuramu District, Andhra Pradesh.
5. The Deputy Executive Engineer, Panchayat Raj (Project Implementation Unit) Puttaparthi, Ananthapuramu District, Andhra Pradesh.
6. The Project Director, APRRP, Project & Engineer-in-Chief, Panchayat Raj, Bandar Road, ZP Compound, Vijayawada.

Respondent/s

WHEREAS the Petitioner above named through his Advocate Sri Dasari S.V.V.S.V. Prasad, 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 to issue an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not releasing the admitted amounts of of Rs.1,52,00,000 (Rupees One Crore Fifty two Lakhs only) for the work Construction of Road from Tamarla to Kothadevarapalli of Kothacheruvu Mandal of Ananathapuram District as illegal, arbitrary, violation of principles of natural justice, contrary to the Rules & Regulations and consequently, direct the respondents to pay for an amount of of Rs.1,52,00,000 (Rupees One Crore Fifty two Lakhs only) with interest;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri Dasari S.V.V.S.V. Prasad, Advocate

for the Petitioner, learned GP FOR PANCHAYAT RAJ for respondent Nos.1, 3 to 6 and learned GP FOR FINANCE AND PLANNING for respondent No.2 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, Panchayat Raj & Rural Development Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh.
2. The Principal Secretary, Finance and Planning Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh.
3. The Superintending Engineer, Panchayat Raj Department, Ananthapuramu District at Ananthapuramu,
4. The Executive Engineer, Panchayat Raj Department (Project Implementation Unit) Penugonda, Ananthapuramu, Ananthapuramu District, Andhra Pradesh.
5. The Deputy Executive Engineer, Panchayat Raj (Project Implementation Unit) Puttaparthi, Ananthapuramu District, Andhra Pradesh.
6. The Project Director, APRRP, Project & Engineer-in-Chief, Panchayat Raj, Bandar Road, ZP Compound, Vijayawada.

— are be and hereby directed to show cause either appearing in person or through an Advocate, 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, on or before 09.11.2023, on which date the case stands posted for hearing.

— The Court made the following ORDER:

“Notice before admission.

Learned Government Pleader for Panchayat Raj & Rural Development Department, takes notice for R1, R3 to R6.

Learned Government Pleader for Finance, takes notice for R2.

For instructions, post on 09.11.2023, in the ‘Motion List’.”

//TRUE COPY//

Sd/- B. CHITTI JOSEPH
ASSISTANT REGISTRAR

SECTION OFFICER
FOR ASSISTANT REGISTRAR

— To,

1. The Principal Secretary, Panchayat Raj & Rural Development Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh.
2. The Principal Secretary, Finance and Planning Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh.

3. The Superintending Engineer, Panchayat Raj Department, Ananthapuramu District at Ananthapuramu,
4. The Executive Engineer, Panchayat Raj Department (Project Implementation Unit) Penugonda, Ananthapuramu, Ananthapuramu District, Andhra Pradesh.
5. The Deputy Executive Engineer, Panchayat Raj (Project Implementation Unit) Puttaparthi, Ananthapuramu District, Andhra Pradesh.
6. The Project Director, APRRP, Project & Engineer-in-Chief, Panchayat Raj, Bandar Road, ZP Compound, Vijayawada. (Addressee Nos. 1 to 6 by RPAD- along with a copy of petition and affidavit)
7. One CC to SRI. DASARI S V V S V PRASAD Advocate [OPUC]
8. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV, High Court of Andhra Pradesh. [OUT]
9. Two CCs to GP FOR FINANCE PLANNING, High Court of Andhra Pradesh. [OUT]
10. One spare copy

KJ

HIGH COURT

RCJ

DATED:17/10/2023

POST ON 09.11.2023 IN THE MOTION LIST

NOTICE BEFORE ADMISSION

WP.No.27295 of 2023

