

[3329]

IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 19290 OF 2023

Between:

Baddipudi Fishermen Co Operative Society Ltd., (V.17), Rep. its President,
Kudumula Moshe, S/o. Subbaiah, Hindu, Aged about 63 years, R/o. H.No. 2-20,
Baddipudi Village, Vulavapadu Mandal, Nellore District,

Petitioner

AND

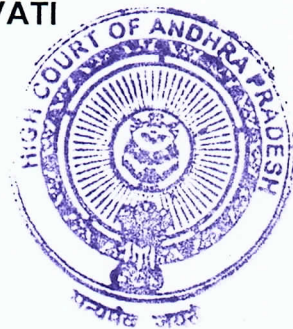
1. The State of Andhra Pradesh, Animal Husbandary, Dairy Development and Fisheries (Fish) Department, Rep. by its Principal Secretary, Secretariat Buildings, Velagapudi, Guntur District.
2. The Commissioner of Fisheries cum Ex-officio-Registrar of Fishermen Co-operative Societies, Poranki, Vijayawada, Krishna District.
3. The Joint Director of Fisheries, Sri Pottisriramulu Nellore District. Nellore.
4. The Assistant Director of Fisheries, Kavali, Sri Pottisriramulu Nellore District.
5. The Fisheries Development Officer, Kavali, Sri Pottisriramulu Nellore District.

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the Proceedings issued by the respondent, vide his Memo. No. 453/A/23 as illegal, arbitrary and contrary to the Rules and regulations in force and the Memo. No. 453/A/23 issued by the 3rd respondent is with out any power or authority given under any statutory provision or Rules and Regulations in force when the elected Managing Committee of the petitioner society is in existence, appointing a Committee to conduct the fishing operations under the supervision of the Committee is illegal and contrary to Article 14 of the Constitution of India and consequently set aside the Memo.No.453/A/23 issued by the 3rd respondent as it is issued in violation of Principles of Natural Justice.

IA NO: 1 OF 2023

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the operation of the Memo. No. 453/A/23 issued by the 3rd respondent pending disposal of the Writ Petition No.19290 of 2023, 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 the order of the High Court, dated 02.08.2023 made herein and upon hearing the arguments of SRI.G.VIJAYA BABU Advocate for the Petitioner and GP for Fisheries for the Respondents, the Court made the following.

ORDER:

For filing counters by the respondents, post after three (03) weeks.

Interim orders granted earlier shall stand extended till the next date of hearing.

//TRUE COPY//

Sd/- A. VIJAY BABU
ASSISTANT REGISTRAR

SECTION OFFICER

For ASSISTANT REGISTRAR

To,

1. One CC to SRI. G VIJAYA BABU Advocate [OPUC]
2. Two CCs to GP FOR FISHERIES, High Court Of Andhra Pradesh. [OUT]
3. One spare copy

SRL

HIGH COURT

NVJ

DATED:01/09/2023

NOTE: POST AFTER THREE (03) WEEKS

ORDER

WP.No.19290 of 2023

EXTENDED INTERIM ORDER

