



(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI
(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 19688 OF 2023

Between:

Kalavakuri Mani Kumar, S/o.Malakondaiah, Aged about 40 years, Occ. Business,
R/o.Kondamudusupalem village, Kandukur Mandal, SPSR Nellore District (Old
Prakasam)

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 its Principal Secretary to Government, Finance and Planning Department, Secretariat, Velagapudi, Amaravati, Guntur District.
3. The Commissioner, Panchayat Raj and Rural Development Department, Government of Andhra Pradesh, NH -16, Tadepalli, Guntur District.
4. The District Collector, SPSR Nellore District at Nellore.
5. The Executive Engineer, RWS & S, Nellore city, SPSR Nellore District
6. The Deputy Executive Engineer, RWS & S, Kandukur Division, Kandukur Town, SPSR Nellore District (Old Prakasam)
7. The District Panchayat Officer, SPSR Nellore District at Nellore, Nellore City.
8. Kondamudusupalem Grama panchayat, Rep.by its Panchayat Secretary, Kondamudusupalem village, Kandukur Mandal, SPSR Nellore District.
9. Attanta Veera Vasantha Rao, S/o.Brahmaiah, Major, R/o. Kondamudusupalem Village, Kandukur Mandal, SPSR Nellore District-(Old Prakaasm)

Respondents

WHEREAS the Petitioner above named through his Advocate SRI.NAGA PRAVEEN VANKAYALAPATI 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 or order or a direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of respondents in denying to release the bill amount of Rs.11,03,282/- out of amount Rs.32,40,000/- for the material supplied under MGNREGS scheme for the formation of CC Roads, Bulk Milk, Cooling Unit and Drainage canals in the 8th respondent gramapanchayat in spite of the bill amounts were lying in the account of

8th respondent gramapanchayat, as illegal, irregular, arbitrary and violative of Articles 14, 21 and 300-A of the Constitution of India and also violative of the principles of natural justice, and consequently direct the respondents to pay the bill amount of Rs.11,03,282/- out of amount Rs.32,40,000/- to the petitioner forthwith interest of 18%.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri.Naga Praveen Vankayalapati Advocate for the Petitioner, 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 and Planning Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
3. The Commissioner, Panchayat Raj and Rural Development Department, Government of Andhra Pradesh, NH -16, Tadepalli, Guntur District.
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7. The District Panchayat Officer, SPSR Nellore District at Nellore, Nellore City.
8. The Panchayat Secretary, Kondamudusupalem Grama Panchayat, Kondamudusupalem village, Kandukur Mandal, SPSR Nellore District.
9. Attanta Veera Vasanth Rao, S/o.Brahmaiah, Major, R/o. Kondamudusupalem Village, Kandukur Mandal, SPSR Nellore District- (Old Prakaasm)

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 18.08.2023 on which date the case stands posted for hearing.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Learned Government Pleader for Panchayat Raj Department takes notice for R1, R3 to R7.

Learned Government Pleader for Finance Department takes notice for R2.

Sri G.Venkata Reddy, learned Standing Counsel for Grama Panchauyts, takes notice for R8.

Learned counsel for the petitioner is permitted to take out personal notice on R9 and file proof of service in the Registry.

Post on 18.08.2023, for filing counter.

Sd/- K. SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For /

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 and Planning Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
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9. Attanta Veera Vasantha Rao, S/o.Brahmaiah, Major, R/o. Kondamudusupalem Village, Kandukur Mandal, SPSR Nellore District-(Old Prakaasm) (1 to 9 by RPAD- along with a copy of petition and affidavit)
10. One CC to SRI.NAGA PRAVEEN VANKAYALAPATI Advocate [OPUC]
11. Two CCs to GP FOR PANCHAYAT RAJ & RURAL DEVELOPMENT, High Court Of Andhra Pradesh. [OUT]
12. Two CCs to GP FOR FINANCE & PLANNING, High Court Of Andhra Pradesh. [OUT]
13. One CC to Sri.G.Venkata Reddy, Standing Counsel (OPUC)
14. One spare copy

SRL

To,

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SRL

HIGH COURT

RCJ

DATED:04/08/2023

NOTE: POST ON 18.08.2023

NOTICE BEFORE ADMISSION

WP.No.19688 of 2023

