

**HIGH COURT FOR THE STATE OF TELANGANA: AT HYDERABAD
(Special Original Jurisdiction)**

THURSDAY, THE TENTH DAY OF MARCH
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION NO: 12343 OF 2022

Between:

Avula Ailaiah, S/o Anjaiah, Aged about 43 years, Occ. Agriculture, R/o
H.No.3-31, Sunkenapalli Village, Chityal Mandal, Nalgonda District.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Panchayat Raj Department, Secretariat Building, Secretariat, Hyderabad.
2. The District Collector, Nalgonda, Nalgonda District.
3. The District Panchayat Officer, Nalgonda District.
4. The Panchayat Secretary, Sunkenapalli, Chityala Mandal, Nalgonda District.
5. D.Sudhakar, Aged about 45 years, Occ. Panchayat Secretary, Sunkenapalli Village, Chityala Mandal, Nalgonda District.
6. Kakkireni Bondaiah, S/o Muthaiah, Aged about 48 years, Occ. Sarpanch of Sunkenapalli Village, Chityala Mandal, Nalgonda District.
7. Batha Raju Ravi, S/o Madar, Aged about 35 years, Occ. Deputy Sarpanch of Sunkenapalli Village, Chityala Mandal, Nalgonda 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, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents No.2 and 3 in non conducting the enquiry against the respondent No.5 and 6, who committed fraud and mistakes and misutilization of Public Funds in Gram Panchayat of Sunkenapalli Village, Chityal Mandal, Nalgonda District, basing on the representation made by the petitioner dated 10/10/2021, is illegal, arbitrary and violation of Articles 14, 15 and 21 of the Constitution of India and also in violation

of Principles of Natural Justice and consequently direct the respondents No.2 and 3 to conduct the enquiry against the respondent No.5 and 6, who Committed fraud and mistakes and misutilization of Public Funds in Gram Panchayat of Sunkenapalli Village, Chityal Mandal, Nalgonda District, basing on the representation made by the petitioner dated 10/10/2021.

IA NO: 1 OF 2022

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 direct the respondents No.2 and 3 to conduct the enquiry against the respondent No.5 and 6, who committed fraud and mistakes and misutilization of Public Funds in Gram Panchayat of Sunkenapalli Village, Chityal Mandal, Nalgonda District, basing on the representation made by the petitioner dated 10/10/2021 pending disposal of the writ petition.

Counsel for the Petitioner: SRI RAPOLU BHASKAR

**Counsel for the Respondent Nos.1 to 3: GP FOR PANCHAYAT RAJ & RURAL
DEVELOPMENT**

Counsel for the Respondent No.4: SRI M.RAMGOPAL RAO, SC

Counsel for the Respondent Nos.5 to 7: None Appeared

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE A. ABHISHEK REDDY

WRIT PETITION No. 12343 of 2022

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Panchayat Raj appearing on behalf of respondent Nos.1 to 3 and the learned Standing Counsel appearing on behalf of respondent No.4. With their consent, the present Writ Petition is being disposed of at the admission stage.

Aggrieved by the action of respondent Nos.2 and 3 in not conducting the enquiry against respondent Nos.5 and 6 who committed fraud and mistakes and misappropriation of public funds in Gram Panchayat of Sunkenapalli Village, Chityal Mandal, Nalgonda District, basing on the representation made by the petitioner dated 10.10.2021, the petitioner has filed the present Writ Petition.

The learned Government Pleader, on instructions, has stated that the Divisional Panchayat Officer, Nalgonda, has

been directed to conduct enquiry on the allegations levelled against the unofficial respondents and submit a report for taking further action in the matter. That after receiving the enquiry report to be submitted by the Divisional Panchayat Officer, appropriate action will be initiated against the unofficial respondents as per the provisions of the Telangana Panchayat Raj Act, 2018.

Having regard to the above made submissions, it is evident that the grievance of the petitioner stands redressed.

Accordingly, this Writ Petition is disposed of.

Miscellaneous applications, if any pending, shall stand closed. There shall be no order as to costs.

SD/-PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Panchayat Raj Department, State of Telangana, Secretariat Building, Secretariat, Hyderabad.
2. The District Collector, Nalgonda, Nalgonda District.
3. The District Panchayat Officer, Nalgonda District.
4. The Panchayat Secretary, Sunkenapalli, Chityala Mandal, Nalgonda District.
5. One CC to SRI RAPOLU BHASKAR, Advocate [OPUC]
6. One CC to SRI M.RAMGOPAL RAO, SC Advocate [OPUC]
7. Two CCs to the GP for Panchayat Raj & Rural Dev., High Court for the State of Telangana. [OUT]
8. Two C.D. Copies.
9. One Spare Copy.

MRC
BS

[Handwritten signature]

HIGH COURT

DATED:10/03/2022

ORDER

WP.No.12343 of 2022



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

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11/4/22
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