

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)

FRIDAY, THE NINTH DAY OF MAY

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 7830 OF 2025

Between:

K.Venkatesh, S/o. Hanumaiah, Aged about 34 years, Occ:Contractor,
R/o. Pandavagallu, Kuppagallu Village, AdoniMandal, KumoolDistrict.

Petitioner

AND

1. The State of Andhra Pradesh, rep., by its Principal Secretary, Panchyat Raj & Rural Development, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The Chief Engineer-IV, RWS & S Department, C-Block, Vasudha Towers, Saipuram Colony, Gollapudi, Vijayawada, Krishna District.
3. The District Collector, Kurnool District, Kurnool.
4. The Chief Executive Officer, ZillaParishad, Kurnool District, Kurnool.
5. The Superintending Engineer, (RWS & S) Panchayat Raj & Rural Development, Kurnool, Kurnool District.
6. The Executive Engineer (RWS & S), Panchayat Raj and Rural Development, Kurnool Division, Kurnool, Kurnool District.

7. Hanawalu Gram Panchayat, rep., by its Secretary, AdoniMandal, Kurnool 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 an appropriate Writ, Order or direction more particularly one in the nature of Writ of Mandamus declaring the Tender Notice No. ATO/81 to 124/2024-2025, dated 03.03.2025 issued by the respondent No.5 inviting tenders through E-Procurement for Operation and Maintenance of CPWS schemes namely Hanawalu & 06 Other Habitations in Kurnool District for the year, 2025-2026 with Tender ID. 790151, as one without power, illegal, contrary to the provisions of the Andhra Pradesh Panchayat Raj Act, 1994 and the guidelines issued through Manual for the utilization of the 15th Finance Commission tied grant to Rural Local Bodies/Panchayat Raj Institutions for Water and Sanitation and also the guidelines being issued by the respondent No.1 from time to time particularly through G.O.Rt.No.2290, Panchayat Raj and Rural Development (RWS.I), Department, dated 20.12.2012 apart from being violative of the fundamental rights guaranteed to us under Articles 14, 19 and 21 of the Constitution of India and consequently, set aside the same in so far as E-Procurement for Operation and Maintenance of CPWS schemes namely Hanawalu & 06 Other Habitations in Kurnool District for the year, 2025-2026 with Tender ID.790151 is concerned.

IA NO: 1 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay all further proceedings in E-Procurement Tender Notice No. ATO/81 to 124/2024-2025, dated 03.03.2025 issued by the respondent No.5 in so far as Operation and Maintenance of CPWS schemes namely Hanawalu & 06 Other Habitations in Kurnool District, Pending disposal of WP 7830 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 the earlier orders of the High Court dated 28.03.2025, 09.04.2025, made herein and upon hearing the arguments of Sri V R REDDY KOVVURI Advocate for the Petitioner, GP FOR PANCHAYAT RAJ RURAL DEV for the Respondent Nos.1, 2, 5 & 6; GP FOR REVENUE for the Respondent No.3; Sri M. Sudhir, Standing Counsel for the Respondent Nos.4 & 7 and the Court made the following

ORDER:

“Heard Sri V.R. Reddy Kovvuri, learned Counsel for the Writ Petitioners; Sri K. Ram Rao, learned Government Pleader for Panchayat Raj and Rural development; and Sri Bharat Simha Reddy, learned Counsel for the implead Petitioners in W.P.Nos.7581 & 7583 of 2025 and also appearing for the Writ Petitioners in W.P.Nos. 12577 & 12574 of 2025.

2. It is clarified that the Interim Order granted on 24.03.2025 is not intended to preclude the Official Respondents from proceeding with the allotment of contracts.

3. List these matters for final hearing on 15.07.2025.

4. Parties are directed to file short Synopsis, chronological sequence of events along with Citations before the next date of listing.”

SD/- K.J.RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Panchyat Raj & Rural Development, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.(Special Messenger)
2. The Chief Engineer-IV, RWS & S Department, C-Block, Vasudha Towers, Saipuram Colony, Gollapudi, Vijayawada, Krishna District.

3. The District Collector, Kurnool District, Kurnool.
4. The Chief Executive Officer, ZillaParishad, Kurnool District, Kurnool.
5. The Superintending Engineer, (RWS & S) Panchayat Raj & Rural Development, Kurnool, Kurnool District.
6. The Executive Engineer (RWS & S), Panchayat Raj and Rural Development, Kurnool Division, Kurnool, Kurnool District.
7. Hanawalu Gram Panchayat, rep., by its Secretary, AdoniMandal, Kurnool District.

(Respondents 1 to 7 BY RPAD)

8. One CC to SRI. V R REDDY KOVVURI Advocate [OPUC]
9. One CC to Sri M. Sudhir, Standing Counsel[OPUC]
10. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV ,High Court Of Andhra Pradesh. [OUT]
11. Two CCs to GP FOR REVENUE ,High Court Of Andhra Pradesh. [OUT]
12. One spare copy

NM

HIGH COURT

GRKP,J

DATED:09/05/2025

List these matters for final hearing on 15.07.2025.

ORDER

WP.No.7830 of 2025

DIRECTION

