



**IN THE HIGH COURT OF ANDHRA  
PRADESH  
AT AMARAVATI  
(Special Original Jurisdiction)**

**[3331]**

WEDNESDAY ,THE EIGHTEENTH DAY OF DECEMBER  
TWO THOUSAND AND TWENTY FOUR

**PRESENT**

**THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI**

**WRIT PETITION NO: 26167/2024**

**Between:**

1.D RAMBABU, S/O. JANAKIRAMAIAH, AGED ABOUT 56 YEARS,  
OCC. MPDO, MANDAL PARISHAD DEVELOPMENT OFFICER,  
MANDAL PRAJA PARISHAD, RAZOLE MANDAL, DR.BR.AMBEDKAR  
KONASEMA DISTRICT FORMALLY EAST GODAVARI DISTRICT.

**...PETITIONER**

**AND**

1.THE STATE OF AP, REP. BY ITS PRINCIPAL SECRETARY,  
PANCHAYAT RAJ AND RURAL DEVELOPMENT DEPARTMENT,  
SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI,GUNTUR  
DISTRICT.

2.THE COMMISSIONER PANCHAYAT RAJ AND RURAL  
DEVELOPMENT DEPARTMENT, AP, TADEPALLI, GUNTUR  
DISTRICT.

**...RESPONDENT(S):**

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 in the nature of Writ of Mandamus by declaring the impugned charge memo issued vide Rc.No.5135/CPR and RE/A 1/2009 Dated 18.12.2009 on the file of the 2nd respondent whereby continuing prolonged enquiry i.e. about more than 15 years as illegal, arbitrary, delay and latches on the part of the respondents, contrary to the GO.Ms.91 Dated 12.09.2022, against the Article 14, 16 and 21 of the Constitution of India and against the Law laid down by the Honourable

High court WP.No.21143/2021 dated 07.11.2023 and 26012/2022 dated 07.02.2024 and set aside the same and consequently direct the respondents to release all consequential benefits to the petitioner including notional promotion on par with the immediate juniors and to pass

**IA NO: 1 OF 2024**

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 stay of all further proceedings pertains to Impugned charge memo issued in Rc.No.15135/CPR&RE/A1/2009 Dated: 18.12.2009 and to pass

**Counsel for the Petitioner:**

1.HARINATH REDDY SOMAGUTTA

**Counsel for the Respondent(S):**

1.GP FOR SERVICES IV

**The Court made the following ORDER:**

Impugning the charge memo issued *vide* Rc.No.15135/CPR & RE/A1/2009 dated 18.12.2009 on the file of respondent No.2, the above writ petition is filed.

2. Heard Sri S. Harinath Reddy, learned counsel for the petitioner and Sri S. Raju, learned Assistant Government Pleader for Services, for respondents 1 and 2.

3. By interim order, dated 15.11.2024, all further proceedings pursuant to inquiry notice, dated 19.06.2024, regarding charge memo issued *vide* Rc.No.13121/CPR & RD/A1 dated 18.12.2009 were stayed.

4. Today, when the matter is listed, learned counsel for the petitioner produced a copy of the proceedings issued by Deputy Secretary to Government *vide* Memo No.2609506/Vig.IV/A2/2024 dated 22.11.2024, whereby the authority directed the Director, Panchayat Raj & Rural Development, Tadepalli, to take suitable action. The relevant part of the proceedings reads as under:

“In this connection, it is informed that, the Government, *vide* Memo No.22075/Viz.III/A2/2010-4 dated 26.03.2015, instructed to take the

advise of Government as well as the Vigilance Commission in respect of all V & E Cases/ACB cases and on the allegations of misappropriation of funds. Whereas the present case is not relates to how this issue comes under the said instructions of Government, as it is not a V&E/ACB case and no misappropriation. Further, it is also reported that the disciplinary authority, i.e., the Commissioner, PR&RD has taken provisional decision that, be absolved of all charges framed against him (Sri D. Rambabu, former MPDO, MPP, Bollapally, Guntur District) and not rationale in fixing the C.O. in the case. Moreover, for the cadre of MPDO., the HOD is the disciplinary authority.”

5. Given the memo issued by respondent No.1, learned counsel for the petitioner submitted that no further orders are required and urged this Court to direct respondent No.2 to pass appropriate orders.

6. Learned Assistant Government Pleader for Services did not refute the said submission.

7. Given the facts and circumstances of the case, without touching the merits of the matter, the Writ Petition is disposed of at the admission stage, with the consent of learned counsel on either side, directing respondent No.2 to pass further orders in pursuance of 2609506/Vig.IV/A2/2024 dated 22.11.2024 issued by respondent No.1, as expeditiously as possible, preferably within four weeks from the receipt of a copy of this order. No costs.

As a sequel, pending miscellaneous petitions, if any, shall stand closed.

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**JUSTICE SUBBA REDDY SATTI**

Date: 18.12.2024  
IKN

**205**

**THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI**

**WRIT PETITION NO: 26167 / 2024**

Date: 18.12.2024  
IKN