

**In the High Court of Judicature at Hyderabad
for the State of Telangana and the State of Andhra
Pradesh**

Writ Petition No.21045 of 2012

Between:

Baddipudi Grampanchayat

... Petitioner

and

-
The Govt. of A.P.,
rep. by its Secretary
Animal Husbandry & Dairy Development,
Secretariat, Hyderabad and 2 others

...Respondents

Date of Judgment Pronounced: 19-08-2015

Submitted for Approval:

The Hon'ble Sri Justice C.V.Nagarjuna Reddy

1. Whether Reporters of Local newspapers
Yes/No
may be allowed to see the judgments ?
2. Whether the copies of judgment may be
Yes/No
marked to Law Reporters/Journals
3. Whether Their Ladyship/Lordship wish to
Yes/No
see the fair copy of the Judgment ?

The Hon'ble Sri Justice C.V.Nagarjuna Reddy

Writ Petition No.21045 of 2012

Dated 19.08.2015

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Baddipudi Grampanchayat

... Petitioner

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...Respondents

Counsel for the Petitioner: Mr.R.V.Nagabhushana Rao

Counsel for the respondents: AGP for Fisheries (AP)

The Court made the following:

Order:

This Writ Petition is filed for a Mandamus to declare the inaction of the respondents, in disbursing 30% of the amount realized in pursuance of the lease of fishing rights in Baddipudi Tank as per G.O.Ms.No.22, Animal Husbandry, Dairy Development & Fisheries (Fish-II) Department, dated 22.03.2003, as illegal and arbitrary. The petitioner sought for a consequential direction to respondent Nos.2 and 3 to disburse the sum of Rs.6,98,000/- realized from the public auction held on 06-06-2011.

Respondent No.3 filed a counter-affidavit wherein he has admitted holding of auction of fishing rights for the Baddipudi Tank on 06-06-2011 and realization of the auction amount. He has also admitted the claim of the petitioner that he is entitled to receive a sum of Rs.6,98,000/- towards 30% of the auction amount as per the above-mentioned GO. He has also stated that he has no objection for disbursement of the said amount.

At the hearing, the learned Assistant Government Pleader for Fisheries (AP) reiterated the above-mentioned contents of the counter-affidavit.

In the light of the above undisputed facts, respondent Nos.2 and 3 are directed to pay the sum of Rs.6,98,000/- to the petitioner within one month from the date of receipt of this order.

Subject to the above direction, the Writ Petition is disposed of.

As a sequel to disposal of the Writ Petition, WPMP.No.26964 of 2012, filed by the petitioner for interim relief, is disposed of as infructuous.

(C.V.Nagarjuna Reddy, J)

Dt: 19th August, 2015
LUR

