

(SHOW CAUSE NOTICE BEFORE ADMISSION)

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH**

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIFTEEN

:PRESENT:

**THE HON'BLE SRI KALYAN JYOTI SENGUPTA, THE CHIEF JUSTICE
AND
THE HON'BLE SRI JUSTICE SANJAY KUMAR**

WP No: 7681 of 2015

Between:

The Project Director, District Water Management Agency, Prakasam District,
Ongole.

..... PETITIONER

AND

- 1 The Hon'ble Lokayuktha, Represented by Its Registrar, State of Andhra Pradesh & Telengana, At Hyderabad.
- 2 P.Mallikarjuna Rao S/o Narayana Rao, Technical Assistant, MGNREGS, Presently working at Konakanametla (M), Prakasam District, R/o RTC Colony, Veetanararajupally Gram Panchayat, Vinukonda Mandal, Guntur District.
- 3 The Social Audit Department, Rep. by its Director, Dwakra Bhavan-2, Lower Tank Bund, Gandhi Nagar, Hyderabad.
- 4 Member Secretary, Rural Development, Room No.203, CRD, Hermitage Complex, Hill Fort Road, Saifabad, Hyderabad.

(R3 and R4 are not necessary parties in this Writ Petition)

.....RESPONDENTS

WHEREAS the Petitioner above named through his Advocate SRI M.S.R.CHANDRA MURTHY presented this writ petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, 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 impugned order, dated 18-11-2014 in complaint No.1633/2014/B1 is arbitrary, illegal and violative of Article 14 of the Constitution of India, and principles of natural justice;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of SRI M.S.R.CHANDRA MURTHY, Advocate for the Petitioner and of Sri P.V.V.Vidya Sagar, learned Counsel for Respondent No.1, **directed issue of notice to Respondent No.2**, herein to show cause as to why this writ petition should not be admitted in the circumstances set out in the petition and the affidavit filed in the Writ Petition;

You viz ;

P.Mallikarjuna Rao S/o Narayana Rao, Technical Assistant, MGNREGS,
Presently working at Konakanametla (M), Prakasam District, R/o RTC Colony,
Veetanararajupally Gram Panchayat, Vinukonda Mandal, Guntur District.

are directed to show cause, 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.

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THE COURT MADE THE FOLLOWING ORDER:

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Let pre-admission notice be issued to the 2nd respondent.

Learned counsel for the 1st respondent takes notice.

Matter is adjourned for fortnight.

**From a reading of the impugned order we are of the prima facie view
that the Hon'ble Lokayukta has exceeded its jurisdiction, as the matter
relates to a service dispute between the employer and employee.**

Hence, the impugned order is suspended.

ASSISTANT REGISTRAR

//TRUE COPY//

for ASSISTANT REGISTRAR

To

- 1 The Registrar, Hon'ble Lokayuktha, State of Andhra Pradesh
&Telengana, At Hyderabad.
- 2 P.Mallikarjuna Rao S/o Narayana Rao, Technical Assistant,
MGNREGS, Presently working at Konakanametla (M), Prakasam
District, R/o RTC Colony, Veetanararajupally Gram Panchayat,
Vinukonda Mandal, Guntur District. (1 & 2 BY RPAD along with a copy
of petition and affidavit)
- 3 One CC to SRI M.S.R.CHANDRA MURTHY, Advocate (OPUC)
- 4 One CC to P.V.V.Vidya Sagar, Advocate (OPUC).
- 5 Two Spare Copies.

SRL

HIGH COURT

**HCJ
&
SK,J**

DATE: 24.03.2015

NOTE: MATTER IS ADJOURNED FOR FORTNIGHT

NOTICE BEFORE ADMISSION

WP. NO. 7681 OF 2015

DIRECTION

HIGH COURT

Drafted by: SRL

Date of Drafting : 25-03-2015

**HCJ
&
SK,J**

DATE: 24.03.2015

NOTE: MATTER IS ADJOURNED FOR FORTNIGHT

NOTICE BEFORE ADMISSION

WP. NO. 7681 OF 2015

DIRECTION