

HONOURABLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No.11580 of 2015

ORDER:

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This writ petition under Article 226 of the Constitution of India, is filed by the petitioner seeking to issue a writ of mandamus to declare the action of the 4th respondent in not allotting the Mee Seva Center in favour of the petitioner at Gorantla, Gorantla Mandal, Anantapur District as per the Government Memo No.13/PDEGOV/2013 dated 01.01.2014, as illegal and arbitrary and consequently direct the 4th respondent to allot Mee Seva Center in favour of the petitioner at Gorantla, Gorantla Mandal, Anantapur District by considering the proposal of the 5th respondent dated 05.11.2014 vide Rc.No.538 A/2014.

The grievance of the petitioner is that pursuant to the notification, dated 27.02.2014, issued by the Joint Collector – 4th respondent, calling for applications for selection of candidates for establishment of Mee Seva centers, petitioner applied for the same and also attended interview on 18.08.2014. In the interview several candidates were short listed and so far as Kadiri and Penugonda divisions and for the Gorantla village 10 candidates were short listed. Out of 10 candidates, petitioner stood in the 4th place on the basis of overall total marks secured by him. The Gorantla village has the population of 34,000 and as per the norms notified by the Government of A.P. in G.O.Ms.No.45, for every village with the population of 5,000 one Mee Seva Center is required to be established. Initially, there was only one Mee Seva center established in Gorantla village and thereafter three more candidates, by names, Khasim Valis, Charan Kumar Kommineni and Vijay Krishna Kornipalli, who were in the serialim 1, 2 and 3 before the petitioner, were selected and they had also given permission to establish Mee Seva Centers. There is still need for setting up of one more Mee Seva Center considering the population of Gorantla village. Notwithstanding the fact that the petitioner came to be short listed and was placed in the 4th place, petitioner's case is not being considered inspite of the representations made by him on 19.11.2014, 27.12.2014 and 11.02.2015. The petitioner submits that he is M.Tech. (CSC) qualified and is familiar with all the formalities of setting up of

Mee-Seva Center.

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue.

Under the scheme of setting up of the Mee Seva Centers, there is no financial commitment on the part of the Government and the setting up of Mee Seva Center is purely at the risk and cost of the candidates, and their earnings are purely depend on the services which they provide to the public. The nature of duties and the nature of services, which a Mee Seva Center operator provides and utilization of the services would depend upon the accessibility and availability of the Mee Seva Centers. In that view of the matter, the respondents are required to consider the representations of the petitioner, who is coming forward to set up a Mee Seva center.

In the facts and circumstances of the case, the writ petition is disposed of directing the Joint Collector, Anantapur District –

4th respondent to consider the representations made by petitioner and take appropriate decision in accordance with law and communicate the decision to the petitioner within a period of six (6) weeks from today. There shall be no order as to costs. Miscellaneous petitions, pending if any, shall stand closed.

CHALLA KODANDA RAM, J

April 21, 2015.

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