

THE HON'BLE SRI JUSTICE A.V. SESA SAI

WRIT PETITION No.12138 of 2007

ORDER:

In the present writ petition the petitioner herein assails the order, dated 04-05-2007 passed by the 2nd respondent – Agent to Government at Khammam in I.A.No.18 of 2007 transferring the appeal to the 3rd respondent – the Additional Agent to the Government (Project Officer, Integrated Tribal Development Agency), Bhadrachalam, Khammam District.

The issue is no longer *res integra* and in fact this Court in case of ***KURAPATI LAKSHMAIAH AND OTHERS v. ADDITIONAL AGENT TO GOVERNMENT AND PROJECT OFFICER, ITDA, BHADRACHALAM, KHAMMAM AND OTHERS***^[1], in paragraph No.46 held as under:

“46. Therefore, this Court has no doubt that when the Additional Agents (Project Officers) exercise powers of District Collectors (conferred on them under G.O. Ms. No. 77, dated 22.1.1968) under the Regulation, they exercise concurrent jurisdiction and so as to facilitate speedy disposal of cases and achieve maximum efficiency in the Agency Administration, if the Collector transfers pending appeals, the same cannot be invalidated nor faulted. Such action of the District Collector in transferring cases to Project Officers acting as Additional Agents is justified in view of various statutes in force in the agency areas but also various Government Orders. The same is in tune with the purpose with which the Government issued various orders to ensure efficient single line administrative system, which is need of the hour. We accordingly hold on point No. 4.”

In view of the above judgment rendered by this Court, this writ petition is liable to be dismissed and accordingly, the writ petition is dismissed. It is also made clear that the 3rd respondent shall decide the issue only after giving notice and opportunity of being heard to the petitioner.

The Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed. There shall be no order as to costs.

A.V. SESA SAI, J

December 18, 2015

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