IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

(Special Original Jurisdiction)

TUESDAY, THE EIGHTEENTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 4195 OF 2025

Between:

P.Nagendra, S/o. Sreenivasulu, Aged about 39 years, Occ: Field Assistant, R/o.Alamuru Village, Rudravaram Mandal, Nandyal District.

...PETITIONER

AND

1. The Project Director, District Water Management Agency (DWMA) Nandyal, Nandyal District.
2. The Chairmen, District Water Management Agency (DWMA), Nandyal, Nandyal District.
3. The Assistant Project Director, Kovelakuntla. Nandyal District.
4. The State of Andhra Pradesh, Rep by its Principal Secretary, Panchayat Raj Department, Secretariat, Velagapudi, Amaravathi, Guntur District.

...RESPONDENTS

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 particularly one in the nature of writ of Mandamus to declare the action of the Respondent No.1 in issuing the impugned proceedings in R.C.No.47/2025/HRM(DWMA)/NDL, dated 23-01-2025 suspending the Petitioner from service as Field Assistant pending disciplinary action as arbitrary, illegal, beyond jurisdiction and violation of Article 14 and 21 of the Constitution of India and consequently set aside the proceedings impugned R.C.No.47/2025/HRM(DWMA)/NDL, dated 23-01-2025 issued by the 1st Respondent in the interest of justice.

IA NO: 1 OF 2025

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 suspend the impugned proceedings in R.C.No.47/2025/HRM(DWMA)/NDL, dated 23-01-2025 issued by the 1st Respondent pending disposal of the writ petition in the interest of justice.

Counsel for the Petitioner: SRI P. NAGENDRA REDDY

Counsel for the Respondent Nos.1 to 3: SRI M.S.R.CHANDRA MURTHY, SC FOR MGNREGS

Counsel for the Respondent No.4: GP FOR PANCHAYAT RAJ & RURAL DEVELOPMENT

The Court made the following: ORDER

APHC010077342025

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3331]
(Special Original Jurisdiction)

TUESDAY ,THE EIGHTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE SUBBA REDDY SATTI

WRIT PETITION NO: 4195/2025

Between:

P Nagendra ...**PETITIONER**

AND

The Project Director and Others ...**RESPONDENT(S)**

Counsel for the Petitioner:

1.P NAGENDRA REDDY

Counsel for the Respondent(S):

1.GP FOR PANCHAYAT RAJ RURAL DEV

2.

The Court made the following ORDER:

Heard Sri Sazid, learned counsel representing Sri K.Raghu Veer, learned counsel for the petitioner, Sri S.Raju, learned Assistant Government Pleader for Services-I for 4th respondent and Sri M.S.R.Chandra Murthy, learned standing counsel for the respondents 1 to 3.

2. The petitioner, Field Assistant (under suspension), filed the above writ petition challenging the proceedings vide R.C.No.47/2025/HRM(DWMA)/NDL, dated 23.01.2025 (Ex.P.1) placed the petitioner under suspension (temporarily out of contract) as illegal and arbitrary.

3. A show-cause notice vide R.C.No.47/2025/HRM(DWMA)/NDL, dated 23.01.2025 (Ex.P.2) was issued to the petitioner and on the same day, by issuing Ex.P.1 suspension proceedings, the petitioner was placed under suspension.

4. Learned counsel for the petitioner would submit that before placing the petitioner under suspension (temporarily out of contract), no notice was issued and the respondent authorities failed to follow the principles of natural justice.

5. Learned standing counsel on instructions would submit that a social audit was conducted and thereafter, the Assistant Project Director submitted a report. Based upon the said report, the show-cause notice (Ex.P.2) was issued and suspension proceedings vide Ex.P.1 were issued to the petitioner. Learned standing counsel would submit that the 1st respondent has been strictly following the Field Assistants Human Resource Policy, 2013 (for short "FAHRP"). Learned standing counsel would further submit that the inquiry will be completed within 30 days as per Clause 13 of the FAHRP.

6. In reply, learned counsel for the petitioner would submit that the petitioner will submit an explanation within a week from today.

7. Given the facts and circumstances of the case, the Writ Petition is disposed of at the admission stage with the consent of learned counsel on either side giving liberty to the petitioner to submit an explanation within a week from the date of receipt of the copy of this order. Learned 1st respondent

shall provide an opportunity of hearing to the petitioner and conclude the inquiry within 30 days by adhering to the procedure mandated under Clause 13 of the FAHRP, 2013 and, pass a reasoned order. No order as to costs.

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

Sd/- N. NAGAMMA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Project Director, District Water Management Agency (DWMA) Nandyal, Nandyal District.
2. The Chairmen, District Water Management Agency (DWMA), Nandyal, Nandyal District.
3. The Assistant Project Director, Kovelakuntla, Nandyal District.
4. The Principal Secretary, Panchayat Raj Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravathi, Guntur District.
5. One CC to Sri P. Nagendra Reddy, Advocate [OPUC]
6. One CC to Sri M.S.R. Chandra Murthy, SC for MGNREGS [OPUC]
7. Two CC's to GP for Panchayat Raj & Rural Development, High Court of Andhra Pradesh[OUT]
8. Three CD Copies.

ssb

HIGH COURT

DATED:18/02/2025

ORDER

WP.No.4195 of 2025



DISPOSING OF THE W.P. AT THE STAGE OF ADMISSION WITHOUT COSTS