APHC010374982026

IN THE HIGH COURT OF ANDHRA PRADESH

AT AMARAVATI [3330]

(Special Original Jurisdiction)

TUESDAY, THE 27th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

WRIT PETITION NO: 20220/2026

Between:

1. CHANDRAMOULI VENKATA SUBBARAO, S/O RAMAM, AGED ABOUT 51 YEARS, R/O VISWESWARA AGRAHARAM, PERURU VILLAGE, AMALAPURAMMANDAL, DR. AMBEDKAR KONASEMA DISTRICT, AP - 533201
2. CHANDRAMOULI KAMESWARA RAO, , S/O RAMAM, AGED ABOUT 61 YEARS, R/O VISWESWARA AGRAHARAM, PERURU VILLAGE, AMALAPURAM MANDAL, DR. AMBEDKAR KONASEMA DISTRICT, AP - 533201
3. CHANDRAMOULI SOMESWARA RAO,, S/O RAMAM, AGED ABOUT 58 YEARS, R/O VISWESWARA AGRAHARAM, PERURU VILLAGE, AMALAPURAM MANDAL, DR. AMBEDKAR KONASEMA DISTRICT, AP - 533201

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, R/O BY ITS PRINCIPLE SECRETARY FOR ENDOWMENTS, A,P.SECRETARIAT, VELAGAPUDI, AMARAVATI ANDHRA PRADESH. 522020
2. COMMISSIONER OF ENDOWMENTS, O/O GOLLAPUDI, NEAR ONE CENTER, VIJAYAWADA, NTR DISTRICT.521225
3. ADDL COMMISSIONER, ENDOWMENTS GOLLAPUDI, NEAR ONE CENTER VIJAYAWADA, NTR DISTRICT.521225
4. REGIONAL JOINT COMMISSIONER, ENDOWMENTS, RAJAMUNDRY.
5. DISTRICT COLLECTOR, AMALAPURAM, DR.B.R.AMBEDKAL KONASEMA DISTRICT.533201
6. DY COMMISSIONER ENDOWMWNTS, O/OENDOWMENTS OFFICE KAKINADA.533002
7. DISTRICT ENDOWMENTS COMMISSIONER CUM ASST COMMISSIONER FOR ENDOWMENTS, , AMALAPURAM, . B.R.AMBEDKAR KONASEMA DISTRICT.533201
8. EXECUTIVE OFFICER, SRI UMAVISWESWARASMAY

DEVASTHANAM, V.AGRAHARAM VILLAGE, AMALAPURAM MANDAL DR.B.R.A.KONASEEMA DISTRICT.533201

9. KOMALLAPALLI SRI RAMA MURTHY, S/O LATE RAMA SASTHRULU BESIDE VISEWARARA SWAMY TEMPLE, VISWESWARAAGRAHARAM, PERURU VILLAGE, AMALAPURAM MANDAL, DR. B R AMBEDKAR KONASEEMA DISTRICT AP - 533201
10. KOMALLAPALLI NATARAJ, S/O LATE VENKATA SUBRAMANYA SARMA. BESIDE VISEWARARA SWAMY TEMPLE, VISWESWARA AGRAHARAM, PERURU VILLAGE AMALAPURAM MANDAL, DR. B R AMBEDKAR KONASEEMA DISTRICT AP - 533201
11. KOMALLAPALLI SIVARAMA KAPARTHI, S/O LATE VISWESWARUDU BESIDE VISEWARARA SWAMY TEMPLE, VISWESWARA AGRAHARAM, PERURU VILLAGE, AMALAPURAM MANDAL, DR. B R AMBEDKAR KONASEEMA DISTRICT AP - 533201
12. KOMALLAPALLI MANI SRAVANA KUMARS, S/O LATE VISWESWARUDU BESIDE VISEWARARA SWAMY TEMPLE, VISWESWARA AGRAHARAM, PERURU VILLAGE, AMALAPURAM MANDAL, DR. B R AMBEDKAR KONASEEMA DISTRICT AP - 533201.

...RESPONDENT(S):

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 an appropriate Writ, Order or Direction, more particularly one in the nature of a Writ of Mandamus, declaring the action and inaction of Respondent Nos.6 to 8 in not implementing the proceedings of the 3rd Respondent issued in L.Dis.No.A1/11024(43)/ 108/2025, dated 14.11.2025, directing that the Archaka Seva in Sri Umavisweswara Swamy Devasthanam, Visweswara Agraharam Village, Amalapuram Mandal, Dr. B.R. Ambedkar Konaseema District, shall be performed on yearly rotational basis (one year each Archaka) and in permitting the unofficial Respondents to interfere with and obstruct the Petitioners from performing Archaka Seva, contrary to the long-standing hereditary practice followed by the Petitioners' grandfather and father and contrary to the proceedings of the Board of Commissioners for Hindu Religious Endowments, Mylapore, Madras, dated 03.07.1939, as being illegal, arbitrary, unreasonable, violative of Articles 14, 25 and 26 of the Constitution of India and contrary to the provisions of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987, and consequently direct the Respondents to implement the proceedings of the 3rd Respondent dated 14.11.2025,

permit the Petitioners to perform Archaka Seva on yearly rotational basis, one year each, in accordance with the established practice, ensure that no obstruction is caused by the unofficial Respondents in the performance of such Archaka duties, and extend all necessary protection and assistance for effective implementation of the said proceedings.Consider and dispose of the Petitioner's representation in accordance with law and pass such

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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 May be pleased to direct Respondent Nos.6 to 8 to forthwith implement the proceedings dated 11.2025 and permit the Petitioners to perform Archaka Seva in Sri Umavisweswara Swamy Devasthanam, Visweswara Agraharam Village, Amalapuram Mandal, Dr. B.R. Ambedkar Konaseema District, on yearly rotational basis, without interference from the unofficial Respondents, pending disposal of the Writ Petition.

Counsel for the Petitioner(S):

1. DUVVURI VENKATA SOMA SEKHAR

Counsel for the Respondent(S):

1. KAPPERA KOTESWARA RAO SC for Endowments,AP Region.
2. DASARI S V V S V PRASAD
3. GP FOR ENDOWMENTS

The Court made the following:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO

WRIT PETITION No.20220 of 2026

ORDER:

The present Writ Petition is filed under Article 226 of the Constitution of India seeking the following relief:

> "….to issue an appropriate Writ, Order or Direction, more particularly one in the nature of a Writ of Mandamus, declaring the action and inaction of Respondent Nos.6 to 8 in not implementing the proceedings of the 3rd Respondent issued in L.Dis.No.A1/11024(43)/108/2025, dated 14.11.2025, directing that the Archaka Seva in Sri Umavisweswara Swamy Devasthanam, Visweswara Agraharam Village, Amalapuram Mandal, Dr.B.R.Ambedkar Konaseema District, shall be performed on yearly rotational basis (one year each Archaka) and in permitting the unofficial Respondents to interfere with and obstruct the Petitioners from performing Archaka Seva, contrary to the long-standing hereditary practice followed by the Petitioners' grandfather and father and contrary to the proceedings of the Board of Commissioners for Hindu Religious Endowments, Mylapore, Madras, dated 03.07.1939, as being illegal, arbitrary, unreasonable, violative of Articles 14, 25 and 26 of the Constitution of India and contrary to the provisions of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987, and consequently direct the Respondents to implement the proceedings of the 3rd Respondent dated 14.11.2025, permit the Petitioners to perform Archaka Seva on yearly rotational basis, one year each, in accordance with the established practice, ensure that no obstruction is caused by the unofficial Respondents in the performance of such Archaka duties, and extend all necessary protection and assistance for effective implementation of the said proceedings. Consider and dispose of the Petitioner's representation in accordance with law and pass such other order or orders…"

2. The 3rd respondent passed an order *vide* proceedings L.Dis.No.A1/11024(43)/108/2025, dated 14.11.2025, directing the District Endowments Officer, Endowments Department, Amalapuram, to advise the Archakas of Sri Visweswara Swamy Vari Devasthanam,

V.Agraharam Village, Amalapuram Mandal, Dr.B.R.Ambedkar Konaseema District, to enter into Memorandum of Understanding for rotation of their services, one year each Archaka, prevailing the present circumstances and submit a report with specific remarks. Challenging the said order, the present Writ Petition is filed.

3. Heard Sri Duvvuri Venkata Somasekhar, learned counsel for the petitioners; learned Assistant Government Pleader for Endowments for respondent Nos.1 to 7; Sri K.Koteswara Rao, learned Standing Counsel, appearing on behalf of respondent No.8 and Sri Dasari S.V.V.S.Prasad, learned counsel for respondent Nos.9 to 12.

4. The 3rd respondent only directed the 7th respondent to advise the Archakas to enter into Memorandum of Understanding for rotation of their services, one year each Archaka, in the Sri Visweswara Swamy Vari Devasthanam, V.Agraharam Village, Amalapuram Mandal, Dr.B.R.Ambedkar Konaseema District. As seen from the impugned order, it indicates that, no enforceable right is vested in the petitioners.

5. Be that as it may, learned counsel for the respondent Nos.9 to 12 would submit that disputed facts are involved in the present writ petition and remedy of the petitioners is under Section 87(1)(e) of the Andhra Pradesh Charitable and Hindu Religious Institutions and Endowments Act, 1987, before the Tribunal. Learned counsel further

submits that petitioners have not come forward for mediation and settlement with respondent Nos.9 to 12.

6. As no enforceable right is conferred upon the petitioners, this Court is not inclined to go into merits of the case. However, it is left open to the petitioners and respondent Nos.9 to 12 to work out their remedies before the appropriate forum, in accordance with law.

7. Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

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

JUSTICE TARLADA RAJASEKHAR RAO

Date: 27.10.2026

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THE HON'BLE SRI JUSTICE TARLADA RAJASEKHAR RAO

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