APHC010386302026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3457]**
(Special Original Jurisdiction)

THURSDAY, THE 5th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE HARINATH.N

WRIT PETITION NO: 21059/2026

Between:

1. KONDAGORRI ESWARARAO, S/O K PRAKASH RAO, AGED ABOUT 37 YEARS, R/O D.NO. 12-431, ANNA NAGAR, ARILOVA, GOVT DAITRY FARM, VISAKHAPATNAM,AP-530040.
2. K. KONDAGORRI SARAN KUMAR, S/O K PRAKASH RAO, AGED ABOUT 33 YEARS, R/O H.NO.3-5, JUMBIRI, KURUPAM, VIZIANAGARAMDISTRCIT, AP-535534

...PETITIONER(S)

AND

1. STATE OF ANDHRA PRADESH, REPRESENTED BY ITS PRINCIPAL SECRETARY, DEPARTMENT OF TRIBAL WELFARE, SECRETARIAT, AMARAVATI.
2. THE DEPUTY DIRECTOR, INTEGRATED TRIBAL DEVELOPMENT AGENCY (ITDA), PARVATHIPURAM MANYAM DISTRICT.- 535501.
3. THE PROJECT OFFICER, INTEGRATED TRIBAL DEVELOPMENT AGENCY (ITDA), PARVATHIPURAM MANYAM DISTRICT.- 535501.
4. GOVERNMENT PRIMARY SCHOOL, , T.W.SCHOOL, G.SIVADA SCHOOL COMPLEX, KINCHAYAGUDA SCHOOL, KURUPAM (M.D) PARVATHIPURAM MANYAM DISTRICT- 535534.
5. G T W A H SCHOOL, REP BY ITS HEAD MASTER, GOVERNMENT PRIMARY SCHOOL, T.W.SCHOOL, G.SIVADA SCHOOL, KURUPAM (M.D) PARVATHIPURAM MANYAM DISTRICT- 535534.
6. KONDAGORRI PRAKASH, S/O BAKIRI, M OCC S.G.T TEACHER, G. SIVADA SCHOOL COMPLEX, G.P.S. SCHOOL, KINCHAYAGUDA

VILLAGE, KURUPAM (M.D) PARVATHIPURAM MANYAM DISTRICT-535534

...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 toissue an appropriate Writ, Order or Direction, more particularly one in the nature of Mandamus, declaring the action of the respondent authorities in failing to consider and dispose of the petitioners representation seeking protection of their livelihood, maintenance, rehabilitation and future welfare, and in merely directing the petitioners to undergo mediation instead of discharging their statutory duties, as arbitrary, illegal, unreasonable and violative of Articles 14, 21 and 39(f) of the Constitution of. India, respondent to consideration of the petitioners representation, and in view of the imminent retirement of the 6th respondent on 31.07.2026, this Honble Court may be pleased to direct the respondent authorities not to disburse the pension, gratuity and other retiral benefits payable to the 6th respondent, or in the alternative, to withhold such portion of the pensionary and retiral benefits and direct the respondents to consider the petitioners representation in accordance with law, to ensure protection of their legal rights and livelihood,

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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 direct the respondents to consider the petitioners' representation in accordance with law, to ensure protection of their legal rights and livelihood,

Counsel for the Petitioner(S):

1. CHIDHIRALA NAGA JYOTHI

Counsel for the Respondent(S):

1. GP FOR SOCIAL WELFARE

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ORDER:

The petitioners are aggrieved by the inaction on the part of the 2nd respondent in not considering the representation submitted by the 2nd petitioner, seeking the indulgence of the 2nd petitioner and facilitating mediation between the petitioners and the 6th respondent.

2. The learned counsel for the petitioners submits that the petitioners are brothers and that the 6th respondent is their father. However, he further submits that the 6th respondent separated from the mother of the petitioners in the year 1998 and from then onwards the petitioners are brought up by their paternal grandfather. It is submitted that the grandfather of the petitioners also passed away. The grievance of the petitioners is that the 6th respondent has completely neglected their welfare and well-being and thus submitted a representation to the 2nd respondent seeking indulgence.

3. Learned Assistant Government Pleader for the respondents submits that the 2nd respondent is not the competent authority to settle the family disputes or to determine any entitlement of the petitioners in respect of the land referred to in their representation. It is submitted that both the petitioners are majors and would have to approach the Competent Court. It is, for the petitioner to approach the competent court seeking for partition of the property, if so advised.

4. Considering the submissions, the Writ Petition is disposed of leaving it open to the petitioners to approach the Competent Court seeking appropriate relief. There shall be no order as to costs.

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

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JUSTICE HARINATH.N

Date: 05.11.2026
BSM/KSK

THE HONOURABLE SRI JUSTICE HARINATH.N

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Date: 05.11.2026

BSM/KSK