APHC010521332012

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

WEDNESDAY, THE 28th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 814 OF 2012

Between:

1. Sai Rayalaseema Paper Mills Limited,, Rep. by its Vice President - Materials B. Vijaya Bhaskar. Plot No.5, H.No.8-2-603/M/5, Mithala Nagar, Road No.10, Hyderabad

...Petitioner

AND

1. Government of Andhra Pradesh, Rep. by its Principal Secretary, Department of Industries & Commerce (IFR) Department, Government of Andhra Pradesh, Secretariat, Hyderabad

2. Commissioner of Industries, O/o. The Commissioner of Industries, Government of Andhra Pradesh, Chirag Ali Lane, Hyderabad

3. Central Power Distribution Company of A P Limited, rep. by its Chairman & Managing Director, Corporate Office, Mint Compound, Hyderabad.

4. Chief General Manager Comml, 2nd Floor, Corporate Office, APCPDCL, Mint Compound, Hyderabad.

5. The Superintedent Engineer Operation Circle, Central Power Distribution Company of A.P. Limited, Kurnool.

6. The Senior Accounts Officer Operation Circle, Central Power Distribution Company of A.P. Limited, Kurnool.

...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 toIssue a writ, order or direction more particularly one in the nature of writ of mandamus to grant 12 equal monthly installments to pay the actual dues of Rs. 1,39,85,387.38 payable by 15th of evey month commencing from October, 2011 and to waive the minimum demand charges from the date of disconnection and late payment charges and interest on the dues and to direct the respondents to restore the power supply immediately after receipt of the first installment and pass

IA NO: 1 OF 2012(WVMP 680 OF 2012

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 vacate the interim orders passed in WP No. 814 of 2012, dated 12.01.2012 and pass

IA NO: 2 OF 2012(WPMP 1029 OF 2012

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 authorities to waive the minimum demand charges after disconnection of the power on 27.7.2011 and to grant 12 monthly equal installment to pay the actual consumption charges amounting to Rs. 1,39,85,387.38 without interest and late payment charges and to restore the power supply after receipt of the first installment. The petitioner herein undertakes to repay the balanced dues of Rs. 1,39,85,387.38 in 12 monthly equal installments and pass

IA NO: 6 OF 2012(WPMP 11534 OF 2012

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

Counsel for the Petitioner: Y RAMA RAO

Counsel for the Respondents: VENKATA RAMA RAO KOTA SC FOR APSPDCL Counsel for the Respondents:O MANOHER REDDY Counsel for the Respondents:GP FOR INDUSTRIES & COMMERCE

The Court made the following order:

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 814 OF 2012

ORDER:

Heard Sri Naga Malleswara Rao, learned counsel representing the learned counsel for the petitioner and learned Standing Counsel for the respondents.

2. When the matter is taken up, Sri Naga Malleswara Rao, learned counsel representing the learned counsel for the petitioner requested further time for getting instructions.

3. The matter is pending since 2012 and the matter was adjourned for instructions twice i.e., on 02.03.2026 and 22.09.2026, but the learned counsel for the petitioner is unable to submit instructions.

4. Learned Standing Counsel for the respondents furnished written instructions dated 02.03.2026, wherein, it is stated that having invited the interim order dated 16.03.2012 for payment of arrears for restoration of power supply, but for the reasons best known to the petitioner, the petitioner did not comply with the interim order of this Court. The interim orders of this Court were passed in consideration of the orders passed in W.P.No.20699 of 2011, wherein, the petitioner challenged the demand of the respondents and the said Writ Petition was dismissed for non-prosecution on 16.10.2023. It is further stated that as of now, the amounts

to be payable by the petitioner in respect of subject HT connection of M/s. Sai Rayalaseema Paper Mills Limited is Rs.8,94,75,270.61/-.

5. Having regard to the submissions made by the learned Standing Counsel for the respondents and on perusal of the material placed on record, it is observed that having invited the interims orders of this Court, the petitioner itself violated the interim orders. It is settled law that once the petitioner invited interim order from this Court, it is the statutory duty on part of the petitioner to comply with the same. Having violated the interim orders of this Court, the petitioner is not entitled for any relief as prayed in the present writ petition. Hence, no further orders are need to be passed considering the claim of the petitioner.

6. Accordingly, the Writ Petition is dismissed. There shall be no order as to costs.

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

VENKATESWARLU NIMMAGADDA, J

28.10.2026
BSP/TPS

19

HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 814 OF 2012

28.10.2026
BSP/TPS