APHC010541032026

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

[3460]

SATURDAY, THE 10th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 29471/2026

Between:

1. MITTIKAYALA SANKARAIAH,, S/O. VENKATA SUBBAIAH, AGED ABOUT 39 YEARS, R/O. 3/242, THOTAPALEM, REGIREDDIPALLI VILLAGE, NANDALUR MANDAL, YSR KADAPA DISTRICT.516150.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY PRINCIPAL SECRETARY IRRIGATION AND CAD DEPARTMENT, SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT. 522237.
2. THE CHIEF ENGINEER, N.T.R.T.G.P. PROJECT, TIRUPATI, TIRUPATI DISTRICT.517501.
3. THE SUPERINTENDING ENGINEER, SOMASILA PROJECT, DURGAMITTA, S.P.S.R. NELLORE DISTRICT.524001.
4. THE EXECUTIVE ENGINEER, SOMASILA PROJECT, DARGAMITTA, S.P.S.R.NELLORE DISTRICT.524001
5. THE SPECIAL DEPUTY COLLECTOR, G.N.S.S. KADAPA.516001.

...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 a writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS aggrieved by the action of the respondents in not considering the petitioner claim for appointment under the displaced persons category in terms of G O Ms No 98 dt 15041986 in the vacancies earmarked for the dependents of the displaced families is wholly illegal arbitrary discriminatory and violation of Articles 14 21 and 300A of the Constitution of India and consequently declare that the Petitioner is entitled to be appointed in any suitable post under G.O.Ms No 98, Irrigation Project Wing Department dated 15.04 1986 without reference to the condition of one year limitation imposed in G.O.Ms.No 98 by taking into consideration the Government Memo.No 480LAR 2/872 dated 24.8.1987 and the orders of APAT made in O.A.No 7917/2003 dt 16.07.2007 and Judgment of the Honourable High Court in W.P.No 2436 of 2011 dated 08.2.2011 which was confirmed by the Honourable Supreme Court in SLP No 14305/2011 by Order dt 04.07 .2011 and also the common Judgment of the Honourable High Court of A.P in W P (AT) No.174 of 2021 and batch dated 13.12.2022

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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 case of the petitioner for appointment in any suitable post in terms of G O Ms No 98, Irrigation Project Wing Department, dated 15.4.1986

Counsel for the Petitioner:

1. KAMIREDDY DIVYA

Counsel for the Respondent(S):

1. GP FOR IRRIGATION COMM AREA DEV

The Court made the following:

THE HON'BLE SRI JUSTICE NYAPATHY VIJAY

W.P.No.29471 of 2026

O R D E R:

1. The present Writ Petition is filed questioning the inaction of the Respondents in not providing employment to the Petitioner in terms of G.O.Ms.No.98, Irrigation (PROJ. WING) Department, dated 15.04.1986, as illegal and arbitrary.

2. The lands of the parents of the Petitioner were acquired at Konapuram Village, Nandalur Mandal, YSR Kadapa District, for the purpose of the Somasila Project in the years 1995. As per G.O.Ms.No.98, Irrigation (PROJ. WING) Department, dated 15.04.1986, employment was to be offered to the members of the displaced families or their dependents. The Petitioner, being the dependent of the original landowner, applied for employment in terms of the said G.O. However, though his name was reflected in the shortlisted eligible persons, his case was not considered for employment. Hence, this Writ Petition is filed.

3. Learned counsel for the Petitioners relies on the judgment of this Court in W.P.No.40372 of 2018 and batch,

and W.P.No.3445 of 2020, wherein employment was directed to be offered to the dependents of the landowners therein, and seeks similar relief in the present case. Learned counsel further submits that the land acquisition took place in 1995 and, despite the lapse of more than 30 years, employment has still not been provided.

4. Learned Assistant Government Pleader submits that case of Petitioner will be considered and necessary action will be initiated for providing employment in terms of G.O.Ms.No.98 dated 15.04.1986, as per the rules in force.

5. Considering the fact that the lands of the Petitioner were acquired way back in 1995, the delay in providing employment cannot be justified; more so, as the employment was to be treated as part of the promised compensation.

6. Accordingly, this Writ Petition is disposed of, directing the Respondents to consider the case of the Petitioner for employment on par with similarly placed persons, as expeditiously as possible. There shall be no order as to costs.

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

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NYAPATHY VIJAY, J

Date: 10.10.2026
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THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

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Dt. 10.10.2026

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