Date of reserved for orders :
Date of pronouncement :
Date of uploading :

APHC010548442016

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

[3329]

MONDAY, THE 2nd DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 46338/2016

Between:

1. SATHI BHAGVAN REDDY, S/O.NAGI REDDY, AGED ABOUT 50 YEARS, BUSINESS, R/O D.NO. 9-66, 10TH WARD, G.MAMIDADA, EAST GODAVARI DIST.

...PETITIONER

AND

1. THE ANDHRA PRADESH EASTERN POWER DISTRIBUTION, COMPANY LTD, REP. BY ITS CHAIRMAN & MANAGING DIRECTOR, VISAKHAPATNAM.
2. THE SUPERINTENDING ENGINEER OPERATIONS, A.P.E.P.D.C.L, RAJAMAHENDRAVARAM. EAST GODAVARI DIST.
3. THE DIVISIONAL ENGINEER OPERATIONS, A.P.E.P.D.C.L, KAKINADA RURAL. E.G. DISTRICT
4. THE ASSISTANT DIVISIONAL ENGINEER OPERATION, A.P.E.P.D.C.L, KAKINADA RURAL. EAST GODAVARI DISTRICT.
5. THE ASSISTANT ENGINEER OPERATION, SUB DIVISION, APEPDCL, KAKINADA RURAL, E.G.DISTRICT.

...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 toto issue a Writ, order or direction, especially one in the nature of Writ of Mandamus declaring the proceedings vide DEE/0/KKD/AE(T)/F.BB/D.No. 160/16 dt. 05-10-2016 issued by the 3rd respondent as illegal, arbitrary and violation General Terms and Conditions of supply and the provisions of the

Electricity Act 2003, Taylor's principles, non application of mind and Art.21 of the Constitution of India and consequently set aside the proceedings vide DEE/ /0/1(1(D/AE(T)/F.BB/D.No. 160/16 dt. 05-10-2016 issued by the 3rd respondent and pass such other order or orders as are deemed fit and proper.

IA NO: 1 OF 2016(WPMP 57062 OF 2016

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 pleased to direct the respondents not to disconnect the power supply of service connection No. 1451510105003694, LTI-Domestic situated at D.No.9-66, 10th Ward, G.Mamidada, East Godavari District, pending disposal of the above Writ Petition pass such other order or orders as are deemed fit and proper.

Counsel for the Petitioner:

1. T V JAGGI REDDY

Counsel for the Respondent(S):

1. V V SATISH (SC for APEPDCL)
2. M RAVINDRA (SC FOR APEPDCL)
3. METTA CHENDRA SEKHAR RAO

The Court made the following:

THE HON'BLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO.46338 OF 2016

ORDER:

1. This writ petition is filed under Article 226 of the Constitution of India seeking the following relief:

> "to issue a Writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the proceedings date 05.10.2016 issued by the 3rd respondent as illegal, arbitrary and violation of General Terms and Conditions of supply and the provisions of the Electricity Act, 2003 and consequently to set aside the same."

2. Though the petitioner made several allegations against the respondents, during hearing, learned counsel for the petitioner requested this Court, without touching the merits of the case, to issue a direction to the respondents to dispose of the representation of the petitioner dated 17.08.2016.

3. Sri V.V. Satish, Learned Standing Counsel for APEPDCL, readily agreed to dispose of the representation of the petitioner dated 17.08.2016, if any pending with the authorities.

4. In view of the submission of the learned Standing Counsel for APEPDCL, I need not decide the truth or otherwise of the allegations made in the petition. This Court is conscious that no such direction be issued, in view of the judgment of the Apex Court

in "***The Government of India v. P.Venkatesh***[1]", wherein the Apex Court held that such orders may make for a quick or easy disposal of cases in overburdened adjudicatory institutions. But, they do no service to the cause of justice. As the learned counsel for the petitioner himself requested to issue a direction to dispose of the representation dated 17.08.2016, I find no other alternative except to issue such direction.

5. In the result, the writ petition is disposed of, permitting the petitioner to submit all relevant papers, if any, along with copy of representation dated 17.08.2016 to the respondents. After such submission, the respondents shall consider the same and pass appropriate orders, after providing reasonable opportunity of hearing to the petitioner as well as other stakeholders, if any, within a period of eight (08) weeks from the date of receipt of copy of this order, in accordance with law.

6. Consequently, miscellaneous petitions pending, if any, shall also stand closed.

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JUSTICE VENKATESWARLU NIMMAGADDA

Date: 02.11.2026

SP

[1] 2019 (8) SCALE 544