APHC010562792026

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

WEDNESDAY, THE 4th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

WRIT PETITION NO: 32221 OF 2026

Between:

1. Vadamadhula Srinivas, S/o Late Dasu Aged about 45 years, Occ Business Rio Door No. 19-2-2, Manthavari Street Kothasalipeta, Visakhapatnam 530002

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Special Chief Secretary, Energy Department Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Andhra Pradesh - 522238

2. AR Eastern Power Distribution Company Ltd, Rep by it's Superintending Engineer, Opp. Sri Polamamba Temple, Shiripuram Road, Chinna Waltair Visakhapatnam 530003

3. The Executive Engineer, Operation A.P. Eastern Power Distribution Company Ltd., Opp. Sri Polamamba Temple, Shiripuram Road, Chinna Waltair Visakhapatnam 530003

4. The Executive Engineer, Operation Sub.Division A.P. Eastern Power Distribution Company Ltd., Opp. Sri Polamamba Temple, Shiripuram Road, Chinna Waltair Visakhapatnam 530003.

...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 to issue any appropriate Writ, order or direction, more particularly one in the nature of WRIT OF MANDAMUS, declaring the inaction on the part of the Respondent Nos.3 to 5 in considering the representation of the Petitioner and granting permission to set up the Solar Power Panel System to the Service Connection No.1122051208069818 in the premises of the Petitioner herein bearing Door No. 19-2-2, Manthavari Street, Kothasalipeta, Visakhapatnam 530002 under the Hon'ble Prime Minister Mufti Bijili Yojana Scheme is arbitrary, illegal, high handed, capricious, violate the fundamental rights guaranteed to the petitioner under Articles 14, 19(1)(g), 21 and the guarantee under Article 300-A of the Constitution of India and consequently direct the Respondents to consider the representation of the Petitioner and grant permission to set up the Solar Power Panel System to the Service Connection No.1122051208069818 in the premises of the Petitioner herein bearing Door No. 19-2-2, Manthavari Street, Kothasalipeta, Visakhapatnam 530002 under the Hon'ble Prime Minister Mufti Bijili Yojana Scheme and pass

IA NO: 1 OF 2026

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 to consider the representation of the Petitioner and grant permission to set up the Solar Power Panel System to the Service Connection No.1122051208069818 in the premises of the Petitioner herein bearing Door No. 19-2-2, Manthavari Street, Kothasalipeta, Visakhapatnam — 530002 under the Hon'ble Prime Minister Mufti Bijili Yojana Scheme and pass

Counsel for the Petitioner: G SUNDARESAN
Counsel for the Respondents: GP FOR ENERGY
The Court made the following order:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

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ORDER:

The present writ petition is filed under Article 226 of the Constitution of India seeking following relief:

> *"to issue any appropriate Writ, Order or direction, more particularly one in the nature of WRIT OF MANDAMUS, declaring the inaction on the part of the Respondent Nos.3 to 5 in considering the representation of the Petitioner and granting permission to set up the Solar Power Panel System to the Service Connection No.1122051208069818 in the premises of the Petitioner herein bearing Door No. 19-2-2, Manthavari Street, Kothasalipeta, Visakhapatnam 530002 under the Hon'ble Prime Minister Mufti Bijili Yojana Scheme is arbitrary, illegal, high handed, capricious, violate the fundamental rights guaranteed to the petitioner under Articles 14, 19(1)(g), 21 and the guarantee under Article 300-A of the Constitution of India and consequently direct the Respondents to consider the representation of the Petitioner and grant permission to set up the Solar Power Panel System to the Service Connection No.1122051208069818 in the premises of the Petitioner herein bearing Door No. 19-2-2, Manthavari Street, Kothasalipeta, Visakhapatnam 530002 under the Hon'ble Prime Minister Mufti Bijili Yojana Scheme and to pass such other order or orders…."*

2. Heard learned counsel for the petitioner, learned Government Pleader for Energy for respondent No.1 and Sri V.V.Satish, learned Standing Counsel for APEPDCL for respondent Nos.2 to 4.

3. 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 consider and dispose of the representation submitted by the petitioner seeking permission to set up the Solar Power Panel System to the Service Connection No.1122051208069818 in the premises of the petitioner herein bearing Door No.19-2-2, Manthavari Street, Kothasalipeta, Visakhapatnam.

4. On the other hand, learned Government Pleader and learned Standing Counsel appearing for the respondents readily agreed to dispose of the representation submitted by the petitioner, pending with the authorities, within a reasonable time.

5. In view of the submission of the learned Standing Counsel for the respondents, this Court 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 not serve to the cause of justice. As the learned counsel for the petitioner himself requested to issue a direction to dispose of the representation submitted by the petitioner, this Court find no other alternative except to issue such direction.

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[1] 2004 (1) SCC 769

6. In the result, with the consent of both the learned counsels, the Writ Petition is disposed of, directing the respondents to consider the representation submitted by the petitioner seeking permission to set up the Solar Power Panel System in respect of the petitioner's premises and pass appropriate orders, in accordance with law, if necessary after providing opportunity of hearing to all the parties concerned, within a period of eight (08) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

Consequently, Miscellaneous Petitions, if any, pending in the writ petition shall stand closed.

VENKATESWARLU NIMMAGADDA, J

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