APHC010582382026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3458]**
(Special Original Jurisdiction)

MONDAY, THE 2nd DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

WRIT PETITION NO: 31882 OF 2026

Between:

1. MOGALIPUVVU VENKATESWARLU,, S/O. LAKSHMAIAH,AGED ABOUT 76 YEARS, OCC POT MAKER , R/O ANKEPALLI VILLAGE, MARRIPUDI MANDAL, PRAKASAM DISTRICT

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, BACKWARD CLASSES WELFARE DEPARTMENT, AP SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT - 522203
2. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, PANCHAYAT RAJ AND RURAL DEVELOPMENT DEPARTMENT, AP SECRETARIAT, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT - 522203.
3. THE DISTRICT COLLECTOR AND DISTRICT MAGISTRATE, PRAKASAM DISTRICT, COLLECTORATE COMPLEX, ONGOLE, PRAKASAM DISTRICT.523001.
4. THE REVENUE DIVISIONAL OFFICER RDO, KANDUKUR REVENUE DIVISION, KANDUKUR, PRAKASAM DISTRICT.523501.
5. THE TAHSILDAR, MARRIPUDI MANDAL, TAHSILDAR OFFICE, MARRIPUDI, PRAKASAM DISTRICT. 523514.
6. THE ANDHRA PRADESH STATE ELECTION COMMISSION, REP. BY ITS SECRETARY, 3RD FLOOR, NEW HODS BUILDING, MG ROAD,

VIJAYAWADA, 520010

7. THE DISTRICT PANCHAYAT OFFICER DPO, PRAKASAM DISTRICT AT ONGOLE 523001.

...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 tomay be pleased Issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the arbitrary, illegal, and unconstitutional inaction of Respondent Nos. 3 to 5 in acting upon and disposing of the Petitioner's representation dated 22.10.2026 / 23.10.2026, and the imminent action of the respondents in contemplating to issue fake and fraudulent Backward Class Group-D Krishna Balija Community Certificates to persons belonging to the Open Category (OC) Balija caste residing at Sannamuru village, Ankepalli Gram Panchayat, Marripudi Mandal, Prakasam District, to enable them to wrongfully contest the seats/office of Sarpanch reserved for Backward Classes (BC - General) in the ensuing Gram Panchayat Elections, as being illegal, arbitrary, perverse, violative of the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (Act No. 16 of 1993) and the Rules framed thereunder in 1997, violative of the Andhra Pradesh Panchayat Raj Act, 1994, and contrary to Articles 14, 15, 16, 21, and 243-D of the Constitution of India and consequently direct Respondent Nos. 3 to 5, particularly Respondent No. 5 (Tahsildar, Marripudi Mandal), not to issue any BC-D (Krishna Balija) Community Certificates to persons belonging to the Balija community of Sannamuru village without conducting a comprehensive inquiry by strictly verifying the 1894 registered documents and pre-1985 Birth and Death Registers and to pass such

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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

Counsel for the Petitioner:

1. GUNDALA SIVA PRASADA REDDY

Counsel for the Respondent(S):

1. GP FOR PANCHAYAT RAJ RURAL DEV
2. GP FOR SOCIAL WELFARE

The Court made the following order:

Heard Sri Gundala Siva Prasada Reddy, learned counsel for the petitioner, learned Assistant Government Pleader for Panchayat Raj and Rural Development and learned Assistant Government Pleader for Social Welfare appearing for the respondents.

2. The grievance of the petitioner in the instant Writ Petition is against the action of the 3rd respondent in not passing orders on the representation dated 22.10.2026.

3. It is contended that the petitioner has made a representation requesting the respondent authorities not to issue caste certificates recognizing persons belonging to the Balija community residing in Sannamuru Village, Ankepalli Gram Panchayat, Marripudi Mandal, Prakasam District, as belonging to the Backward Class Group-D (BC-D) category.

4. The petitioner in paragraph No.7 of the writ affidavit, elaborates his submissions in the following manner:

> *"I submit that Mischief of Procuring Fake BC-D Caste Certificates by OC Balijas: In Sannamuru village, a significant population belongs to the Balija community, which is an Open Category (OC) / Forward Caste.*

> *With the announcement of reservations for the 2026 Gram Panchayat elections, certain influential individuals belonging to the OC Balija caste in Sannamuru village are illegally attempting to usurp the BC (General) reserved seat.*
>
> *They have colluded and initiated backdoor efforts before Respondent No. 5 (Tahsildar, Marripudi) to fraudulently obtain Backward Class Group-D Community Certificates under the guise of being "Krishna Balija".”*

5. Learned counsel for the petitioner contends that only persons belonging to the Krishna Balija community, especially those falling under the sub-categories of Dasari and Bukka, are recognized under BC-D category. It is further contended that rest of the Balija community residing in the said Sannamuru Village cannot be treated as belonging to the BC-D category, as they belong to OC/forward community.

6. It is further contended that the petitioner submitted a representation to the District Collector, the Revenue Divisional Officer and the concerned Tahsildar, requesting them not to issue BC-D community certificates to persons who are not legally entitled to claim such classification. The petitioner apprehends that certain persons belonging to the Balija community in the said Village i.e., Sannamuru (V) may obtain community certificates by falsely claiming as belong to the “*Krishna Balija”* community. On the basis of the said apprehension, the present writ petition has been filed seeking a direction to the respondents not to entertain such an application.

7. Considered the submissions

8. Having regard to the submissions made by the learned counsel for the petitioner, this Court is of the view that the writ petition is premature and lacks any cause of action for maintainability of the writ petition leave alone the *locus standi* of the petitioner.

9. The apprehension of the petitioner is that some of the persons residing in Sannamuru Village may obtain BC-D community certificates by falsely claiming to belong to the "*Krishna Balija*" community. On the basis of an apprehension the writ petition cannot be entertained without there being any cause of action, and on the basis of mere illusion that false claims may be made and the same may be made entertained by respondent authorities, this Court is of the view that the same is not maintainable. Therefore, I am not inclined to entertain the writ petition.

10. In view of the foregoing circumstances, this Court is of the considered view that the writ petition is based on mere apprehensions and is premature. Accordingly, the writ petition is dismissed. There shall be no order as to costs.

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

JUSTICE KIRANMAYEE MANDAVA

Dated: 02.11.2026
BSK

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THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

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Dated: 02.11.2026
BSK