

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

RUNNING INDEX

C.C.NO. OF 2025

IA 1/25 IN
W.P.No. 9360 OF 2025

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Amaravathi,
Dt: 07-07-2025M. Vidyasagar
COUNSEL FOR THE PETITIONER

1

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(filed under Sec.10 and 12 of the Contempt of Courts Act.)

C.C.NO. OF 2025

IN
IA 1 A 2025
W.P.No. 9360 OF 2025

Between:

K.Nagababu, s/o Sri Gopala Krishna Murthy,
Aged about: 55 years, Superintendent,
Sri Chandra Sekhara Swamy Devastanam,
Ch.Agraharam Village, Ganapavaram Mandal,
West Godavari District.

.. Petitioner/
Petitioner

And

Sri K.Ramachandra Mohan, (FAC)
Commissioner of Endowments,
State of Andhra Pradesh,
Gollapudi, Vijayawada.

.. Respondent/
Respondent No.2

The address of the petitioner for service of summons, notices etc., is that of his counsel Mr. M.Vidyasagar, Advocate, Flat No.411, Samruddhi Residency, Paturu Road, Tadepalli, Guntur, Andhra Pradesh or at High Court Buildings, A.P.State, Amaravathi.

For the reasons stated in the accompanying affidavit, it is prayed that the Hon'ble Court may be pleased to punish the respondent under Sec.10 and 12 of Contempt of Courts Act for deliberately disobeying, disregarding, disrespecting and willfully violating the orders of the Hon'ble High Court passed in ^{*IA 1 A 2025*} W.P.No.9360 of 2025, dated 25-04-2025 and pass such other order or orders as the Hon'ble Court may deems fit and proper.

Amaravathi,
Dt: *07*-07-2025.

M. Vidyasagar
COUNSEL FOR THE PETITIONER

2

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

C.C.NO. OF 2025

IN
IA 1 122025
W.P.No. 9360 OF 2025

Between:

K.Nagababu, s/o Sri Gopala Krishna Murthy,
Aged about: 55 years, Superintendent,
Sri Chandra Sekhara Swamy Devasthanam,
Ch.Agraharam Village, Ganapavaram Mandal,
West Godavari District.

.. Petitioner/
Petitioner

And

Sri K.Ramachandra Mohan, (FAC)
Commissioner of Endowments,
State of Andhra Pradesh,
Gollapudi, Vijayawada.

.. Respondent/
Respondent No.2

AFFIDAVIT OF THE PETITIONERS HEREIN

I, K. Nagababu, s/o Sri Gopala Krishna Murthy, aged about: 55 years, Superintendent, Sri Chandra Sekhara Swamy Devasthanam, Ch.Agraharam Village, Ganapavaram Mandal, West Godavari District, now temporarily having come down to Amaravathi, do hereby solemnly and sincerely affirm and state on oath as follows:

1. I am the petitioner herein and as such I am well acquainted with the facts of the case.
2. The writ petition was filed questioning the action of the 2nd respondent i.e., the Commissioner of Endowments, Gollapudi, Vijayawada

in not directing the payment of salaries to the petitioner consequent to his deputation which was made vide Proceedings D.Dis.No.A1/11025/8/2023-1, dated 28-03-2023 wherein the petitioner who was working as Superintendent, Byragi Mutt, K.Pentapadu Village, Ganapavaram Mandal, West Godavari District was unilaterally transferred to 4th respondent institution wherein the post of a Superintendent does not exist.

3. The petitioner herein joined service as a Junior Assistant on 13-08-1987 in the establishment of Sri Chandra Sekhara Swamy Devasthanam i.e., the 4th respondent herein, wherein he was promoted as a Senior Assistant on 22-10-1994 in the same devasthanam. The petitioner herein was consequently transferred as Senior Assistant to Sri Daneswari Ammavari Devasthanam at Duva Village wherein he was promoted as Superintendent while working in the said devasthanam. Consequent to his promotion the office of 1st respondent took up the exercise of reverting the petitioner from the post of Superintendent to that of a Senior Assistant vide Rc.No.A1/6797/2011, dated 08-08-2011 on the strength of Rule 33 of G.O.Ms.No.888 which was unilaterally applied only to facilitate certain candidates of his own choice for further promotion. This order of the Commissioner of Endowments was stayed by the Government in Memo.No.39658/Endts.I(2)/2011, dated 20-09-2011.

4. Though there were several cases filed on the reversion of the petitioner the matter ended with the order of the Hon'ble High Court passed in W.A.No.1888 of 2017 along with W.P.No.23044 of 2017, dated 04-01-2018 wherein the Hon'ble High Court while setting aside the order of the Principal Secretary directed that the petitioner herein would continue as a Superintendent till the revisional authority i.e., the Government dispossess of the revision and pending its final adjudication. Thus on the strength of

the said order the petitioner herein is continuing as Superintendent in Byragi Mutt at K.Pentapadu Village, Eluru District.

5. While the petitioner was continuing as a Superintendent in Byragi Mutt, K.Pentapadu Village, Ganapavaram Mandal, Eluru District, the Commissioner of Endowments by his proceedings dated 28-03-2023 transferred the petitioner on deputation to Sri Chandra Sekhara Swamy Devasthanam at Ch.Agraharam Village, Ganapavaram Mandal, West Godavari District. Along with the order of deputation which was a deliberate act two institutions i.e., Sri Byragi Mutt, K.Pentapadu and Sri Mavullamma Ammavari Temple at Bhimavaram were directed to give a loan of Rs.3 lakhs per year to pay the salaries of the petitioner. Consequently the said order was modified deliberately to cause hardships to the petitioner wherein three more temples were added for paying the salaries by modifying the earlier order and along with Sri Mavullamma Ammavari Temple, Bhimavaram, Sri Vallidevasena Sametha Sri Subrahmanyeswara Swamy Temple, Singarayapalem, Sri Maddi Anjaneya Swamy Temple, Guruvaigudem and Sri Venkateswara Swamy Temple, Kallakuru were permitted to give a loan of Rs.1 lakh per annum each to Sri Chandra Sekhara Swamy Temple, Ch.Agraharam, West Godavary District for a period of 2 years.

6. The petitioner's deputation had come to an end on 01-04-2025 and consequently the order of the Commissioner of Endowments directing the temples to pay the salaries also had come to an end. During the interregnum period the three temples who were directed to give the loan to pay the salaries of the petitioner did not comply and as on today the petitioner is yet to receive 8 months salary. A close scrutiny of all these actions of the Commissioner of Endowments would indicate that the

exercise is deliberate only to harass the petitioner for no reason. With a fond hope the petitioner herein made a representation to the Commissioner of Endowments and when an option of choosing an institution was sought from the petitioner the name of Sri Daneswari Ammavari Devasthanam, Duvva was indicated as it is capable of paying the salaries. The petitioner's representation was made on 21-08-2024 which is much prior to the deputation period which would end on 01-04-2025 which was to facilitate the Commissioner of Endowments to take an appropriate decision in this regard. But the representation stood undisposed nor any decision was taken to post the petitioner either in a temple which would be able to pay his salaries or sending him back to the parental institution i.e., the Byragi Mutt at K.Pentapadu Village, Ganapavaram Mandal, Eluru District.

7. The inaction of the respondent herein compelled the petitioner to file w.P.No.9360 of 2025 wherein a request was made to give appropriate direction to the respondent herein to look into the issue relating to the petitioner's posting in an institution consequent to his deputation period which ended on 01-04-2025.

8. The W.P.No.9360 of 2025 was listed on 25-04-2025 and the Hon'ble Court by its order in I.A.No.1 of 2025 in W.P.No.9360 of 2025 had passed interim directions wherein it was held that the petitioner's deputation has been completed which was from a 6(c) institution to 4th respondent temple (in the writ petition) and the request of the petitioner for repatriation in the opinion of the Hon'ble Court is genuine and therefore the respondents 2 and 4 in the writ petition were directed to consider the representation of the petitioner dated 21-08-2024 for sending him back either to the original place of work or to the alternative as required by passing appropriate orders within 2 weeks from the date of receipt of the copy of the said order.

9. The copy of the order was served in the office of the Commissioner of Endowments i.e., the respondent herein on 02-05-2025 with a fresh representation requesting for compliance of the orders of the Hon'ble High Court passed in W.P.No.9360 of 2025, dated 25-04-2025. The said representation and the acknowledgment of the order was given by the Commissioner of Endowments and it was put up in the e.mail to the Commissioner of Endowments. General transfers were also effected upto 15-06-2025 and by all fairness the Commissioner of Endowments would have effortlessly transferred the petitioner to an institution which would be capable of paying him the salaries regularly but though the order of the Hon'ble High Court is dated 25-04-2025 deliberately, no transfer was effected to the petitioner nor he was given a posting in an institution in compliance of the orders of the Hon'ble High Court in W.P.No.9360 of 2025 which virtually shows that the respondent is bent upon not to comply the orders of the Hon'ble High Court. General transfers to the tune of 200 were effected which also covered Executive Officers, Superintendents working in the temples and the petitioner being singled out from being given any posting indicates the adamant attitude of the respondent herein. Instead the petitioner received a message from the Executive Officer of Sri Chandra Sekhara Swamy Devasthanam wherein it was informed to the petitioner that the office of the Commissioner of Endowments had requested for remarks from the Regional Joint Commissioner of Endowments, Rajahmundry who is an incompetent authority and who is no way connected statutorily to exercise his power of temple servant. The petitioner also issued a contempt notice on 17-06-2025 to the respondent herein and the same being acknowledged by the office of the Commissioner of Endowments, till date inspite of receiving contempt notice the respondent has not acted to comply the orders of the Hon'ble High

Court passed in W.P.No.9360 of 2025, dated 25-04-2025, nor he has replied to the contempt notice sent by the petitioner herein.

10. Thus till date the order of the Hon'ble High Court passed in W.P.No.9360 of 2025, dated 25-04-2025 remains uncompiled which shows that the action of the respondent herein is deliberate and wanton.

11. Hence, under these circumstances, it is herewith prayed that the Hon'ble Court may be pleased to punish the respondent under Sec.10 and 12 of Contempt of Courts Act for deliberately disobeying, disregarding, disrespecting and ^{IA. 1 A 2025} willfully violating the orders of the Hon'ble High Court passed in W.P.No.9360 of 2025, dated 25-04-2025 and pass such other order or orders as the Hon'ble Court may deems fit and proper.

Deponent.

Solemnly affirmed and signed on this
the 7th day of July, 2025
at Amaravathi.

Before me,

Advocate, Amaravathi.

6th and last page
total No.of corrections:

VERIFICATION STATEMENT

I, K.Nagababu, s/o Gopalakrishna Murthy, petitioner herein acquainted with the facts do hereby verify and state that the contents of the above paras are true to my personal knowledge, based on information and on records and believed to be correct.

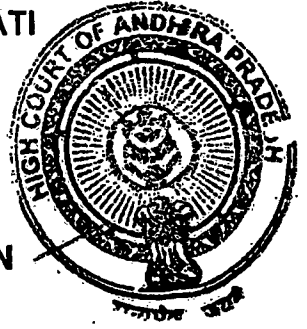
Verified at Amaravathi on this the 7th day of July, 2025.

ADVOCATE

DEPONENT

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IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
FRIDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE



:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

IA No. 1 OF 2025

IN

WP NO: 9360 OF 2025

Between:

K.Nagababu, s/o Sri Gopala Krishna Murthy, Aged about- 55 years,
Superintendent, Sri Chandra Sekhara Swamy Devastanam, Ch.Agraharam
Village, Ganapavaram Mandal West Godavari District.

...Petitioner(s)

(Petitioner/Petitioner in WP 9360 OF 2025
on the file of High Court)

AND

1. The State of Andhra Pradesh, Revenue (Endowments-I) Department,
Secretariat, Velagapudi, Amaravathi, Rep.by its Principal Secretary.
2. The Commissioner of Endowments, State of Andhra Pradesh,
Gollapudi, Vijayawada.
3. The Deputy Commissioner of Endowments, Kakinada.
4. Sri Chandra Sekhara Swamy Devastanam, Ch.Agraharam Village,
Ganapavaram Mandal, West Godavari District, rep.by its Executive
Officer.

...Respondent(s)

(Respondents/Respondents in-do-)

Counsel for the Petitioner :SRI M VIDYASAGAR

Counsel for the Respondent Nos.1 to 3 :GP FOR ENDOWMENTS

Counsel for the Respondent No.4:SRI K.KOTESWARA RAO, Standing Counsel

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to DIRECT the 2nd respondent i.e., the Commissioner of Endowments, State of Andhra Pradesh, Gollapudi, Vijayawada, to pass appropriate orders on his representation dated 21-08-2024, Pending disposal of WP No. 9360 of 2025, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

Petitioner working as Superintendent at Byragi Mutt, K.Pentapadu Village, Ganapavaram Mandal, West Godavari District, which is stated to be 6-C institution has been sent on deputation to 4th respondent – temple, by proceedings, dated 28.03.2023 and that the said deputation has ended by 28.03.2025, however, petitioner has not been repatriated back to his original position. The 4th respondent – temple does not have even means to pay salary to the petitioner. Therefore, petitioner has submitted representation, dated 21.08.2024 to the 4th respondent, marking a copy to the 2nd respondent, requesting to repatriate him back as the deputation has ended by 28.03.2025. Petitioner also requested either to send back to the same Institution where he earlier worked or any other alternative institution i.e. Sri Daneswari Ammavari Devasthanam, Duvva, which is stated to be pending.

2. As petitioner's deputation period has been completed, which was from 6-C – Institution to 4th respondent – Temple, his request for

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repatriation, in the opinion of this Court is genuine and therefore, the respondents 2 and 4 are directed to consider the representation of the petitioner, dated 21.08.2024 for sending him back either to the original place of work or to the alternative, as requested, by passing appropriate orders within a period of two weeks from the date of receipt of a copy of this order.

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Revenue (Endowments-I) Department, Secretariat, Velagapudi, Amaravathi. (by Special Messenger)
2. The Commissioner of Endowments, State of Andhra Pradesh, Gollapudi, Vijayawada.
3. The Deputy Commissioner of Endowments, Kakinada.
4. The Executive Officer, Sri Chandra Sekhara Swamy Devasthanam, Ch.Agraharam Village, Ganapavaram Mandal, West Godavari District (Addressees 2 to 4 By RPAD)
5. One CC to SRI. M VIDYASAGAR Advocate [OPUC]
6. Two CCs to GP FOR ENDOWMENTS, High Court of Andhra Pradesh [OUT]
7. One CC to SRI K.KOTESWARA RAO, Standing Counsel [OPUC]
8. One spare copy

PSR

M.VIDYA SAGAR,

B.Sc., (Ag.), LL.B.,

Advocate,

Cell # 9849601910

Flat No.301, H.No. 1-10-8,

Pratibha Apartments, Ashoknagar,

Hyderabad – 500 020.

Contempt Notice

Dt: 17-06-2025

To
Sri K.Ramachandra Mohan, B.A.,
Commissioner of Endowments,
Andhra Pradesh,
Gollapudi, Vijayawada.

Sir,

Sub:- Order in W.P.No.9360 of 2025, dated 25-04-2025 - Reg.

Under the instructions of my client Sri K.Nagababu, I issue the following contempt notice.

My client the petitioner in W.P.No.9360 of 2025 was transferred on deputation from Byragi Mutt, Pentapadu to Sri Chandra Sekhara Swamy Devasthanam, Ch.Agraharam on administrative ground for a period of 2 years. The deputation was completed on 28-03-2025. While transferring the petitioner the Commissioner of Endowments directed two temples to pay the salaries to the petitioner, since the institution to which he was transferred had neither the post of a Superintendent nor the temple had enough money to pay the salaries to the petitioner.

Consequent to the completion of the deputation period the petitioner made a representation to the Commissioner of Endowments for transferring him to an institution which is capable of paying the salaries and also having a post of Superintendent so as to enable him to continue on a regular basis. Though the said representation was filed on 21-08-2024 no steps were taken to act in this regard and even consequent to the completion of deputation period no attempt was made to either re-transfer the petitioner to either Byragi Mutt or to any other institution capable of paying the salaries.

The petitioner approached the Hon'ble High Court by filing the W.P.No.9360 of 2025 seeking necessary relief for getting his posting in an institution capable of paying him the salaries. By that time the petitioner in the W.P., was not paid salaries for 8 months following the exercise of transfer which was done deliberately for the reasons best known. The Hon'ble High Court having been prima facie satisfied about the grievance of the petitioner felt that the request made by the petitioner was genuine and appropriate direction was given to the Commissioner of Endowments to take an appropriate decision and pass appropriate orders on his representation requesting for a posting in an institution which is capable of paying the salaries.

Along with the copy of the order of the Hon'ble High Court passed in W.P.No.9360 of 2025, dated 24-04-2025 the petitioner in the W.P., gave a fresh representation on 02-05-2025 requesting for compliance of the orders of the Hon'ble High Court and to issue him a necessary posting which would enable him to work by receiving regular salaries. Though the representation was filed on 02-05-2025 and the same was received by your office consequent to the same general transfers were also effected till June, 9th 2025 wherein postings were given to various persons but deliberately the case of the petitioner in W.P., was not considered and even till date i.e., on 17-06-2025 the petitioner is still awaiting with folded hands for a posting. When transfers and postings of employees were

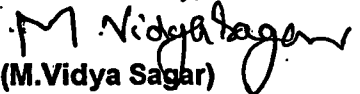
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undertaken till 09-06-2025 and hundreds of postings were given to various persons by all means the petitioner must have been given a posting and accommodated in an institution duly complying the orders of the Hon'ble High Court passed in W.P.No.9360 of 2025, dated 24-04-2025, but till date neither the petitioner has been given a posting nor any attempt is made to comply the orders of the Hon'ble High Court.

This action of yours is deliberate and wanton.

Please explain as to why my clients cannot proceed against you under Sec.10 and 12 of the Contempt of Courts Act for deliberately, disobeying, disrespecting, disregarding and willfully violating the orders of the Hon'ble High Court passed in W.P.No.9360 of 2025, dated 24-04-2025.

Yours faithfully,


(M.Vidya Sagar)

14

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

W.P.NO. 9360 OF 2025

Between:

K.Nagababu, s/o Sri Gopala Krishna Murthy,
Aged about: 55 years, Superintendent,
Sri Chandra Sekhara Swamy Devastanam,
Ch.Agraharam Village, Ganapavaram Mandal,
West Godavari District.

.. Petitioner

And

1. The State of Andhra Pradesh,
Revenue (Endowments-I) Department,
Secretariat, Velagapudi, Amaravathi,
Rep.by its Principal Secretary.
2. The Commissioner of Endowments,
State of Andhra Pradesh,
Gollapudi, Vijayawada.
3. The Deputy Commissioner of Endowments,
Kakinada.
4. Sri Chandra Sekhara Swamy Devastanam,
Ch.Agraharam Village, Ganapavaram Mandal,
West Godavari District,
rep.by its Executive Officer.

.. Respondents

AFFIDAVIT OF THE PETITIONERS HEREIN

I, K. Nagababu, s/o Sri Gopala Krishna Murthy, aged about: 55 years, Superintendent, Sri Chandra Sekhara Swamy Devastanam, Ch.Agraharam Village, Ganapavaram Mandal, West Godavari District, now temporarily having come down to Amaravathi, do hereby solemnly and sincerely affirm and state on oath as follows:

W 13. Naga babu

1. I am the petitioner herein and as such I am well acquainted with the facts of the case.

2. The present writ petition is filed questioning the action of the 2nd respondent i.e., the Commissioner of Endowments, Gollapudi, Vijayawada in not directing the payment of salaries to the petitioner consequent to his deputation which was made vide Proceedings D.Dis.No.A1/11025/8/2023-1, dated 28-03-2023 wherein the petitioner who was working as Superintendent, Byragi Mutt, K.Pentapadu Village, Ganapavaram Mandal, West Godavari District was unilaterally transferred to 4th respondent institution wherein the post of a Superintendent does not exist.

3. Before adverting to legal contentions a few facts leading to the filing of the present petition may be stated as follows:


4. The petitioner herein joined service as a Junior Assistant on 13-08-1987 in the establishment of Sri Chandra Sekhara Swamy Devasthanam i.e., the 4th respondent herein, wherein he was promoted as a Senior Assistant on 22-10-1994 in the same devastanam. The petitioner herein was consequently transferred as Senior Assistant to Sri Daneswari Ammavari Devasthanam at Duva Village wherein he was promoted as Superintendent while working in the said devastanam. Consequent to his promotion the office of 1st respondent took up the exercise of reverting the petitioner from the post of Superintendent to that of a Senior Assistant vide Rc.No.A1/6797/2011, dated 08-08-2011 on the strength of Rule 33 of G.O.Ms.No.888 which was unilaterally applied only to facilitate certain candidates of his own choice for further promotion. This order of the Commissioner of Endowments was stayed by the Government in Memo.No.39658/Endts.I(2)/2011, dated 20-09-2011.

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B. Nagaraj

5. While the said revision petition was pending final adjudication, the Government once again in continuation of the illegal exercise of harassing the petitioner upheld the order of the Commissioner of Endowments without even issuing any notice to the petitioner which was undertaken in gross violation of principles of natural justice. The petitioner herein carried the said order of revision passed by the Government before the Hon'ble High Court by filing W.P.No.23044 of 2017, wherein as an interim measure the Hon'ble High Court suspended the order of revision on the ground that the very same officer who exercise his power as a Commissioner of Endowments had undertaken the exercise of exercising his power as a Revisional Authority and confirmed his order himself in a revision. Against the said interlocutory order the Government carried the matter by filing a writ appeal and in W.A.No.1888 of 2017 and the Hon'ble Division Bench clubbed the Writ Petition – W.P.No.23044 of 2017 and the same was disposed of by an order dated 04-01-2018.

6. The Hon'ble High Court while allowing the writ petition set aside the impugned order for the reason that the Principal Secretary who was the Commissioner of Endowments cannot be judge in his own cause and no original authority can decide an appeal against his own order. On the sole ground the writ petition was allowed and a direction was given that any other person other than the Commissioner of Endowments who passed the impugned order dated 08-08-2011 hear the revision and pass appropriate orders after putting a notice to the petitioner herein. The petitioner was also given the advantage of a protective order from Hon'ble High Court till disposal of the revision petition and also since the writ petitioner enjoyed the protective order as against the revisional authority's order dated 15-05-2017 until the disposal of the revision. The revision petition is pending for final adjudication.

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7. The petitioner who was continuing in the post of Superintendent in Byragi Mutt was forced to file a contempt application for the reason that inspite of the protective order given by the Hon'ble High Court the petitioner herein was not considered for further promotion to the post of Executive Officer. The contempt petition was finally closed holding that the petitioner can take steps after the disposal of the revision. It is at this point of time the 2nd respondent took up the exercise of punishing the petitioner for filing a contempt case before the Hon'ble High Court. The crux of the entire issue revolves around the interpretation of G.O.Ms.No.888 and G.O.Ms.No.262 for the reason that the petitioner who was reverted on the basis of G.O.Ms.No.888 was discriminated in comparison to some of the persons who were promoted to the post of Executive Officer by applying G.O.Ms.No.262 consequent to his reversion in the year 2011. Some persons against whom the petitioner has a complaint and who are junior to him were promoted to the post of Deputy Commissioner of Endowments, whereas the petitioner is still continuing as Superintendent in the 4th respondent temple only taking the reason of Rule 33 of G.O.Ms.No.888. However, these facts may not be relevant for the adjudication of the cases which relates to the payment of salaries as the issue relating to the promotion is ceased of by the Hon'ble High Court in W.P.No.33216 of 2012 which is pending before the Hon'ble High Court.

8. Consequent to the closure of the contempt application the exercise to punish the petitioner was undertaken by the 2nd respondent i.e., the Commissioner of Endowments wherein he issued proceedings vide D.Dis. No.A1/11025/8/2023-1, dated 28-03-2023 transferring the petitioner on deputation without any reason to the 4th respondent devastanam wherein the post of Superintendent does not exist at all. Along with the said order of deputation vide proceedings D.Dis.No.A1/11025/8/2023-2, dated 28-03-



15. Maya babu

2023 the Commissioner of Endowments arranged the payment of salaries from two temples i.e., Sri Byragi Mutt, K.Pentapadu from where the petitioner was transferred and Sri Mavullamma Ammavari Temple, Bhimavaram who were permitted to give a loan of Rs.3 lakhs each per annum to Sri Chandra Sekhara Swamy Temple, Ch.Agraharam for a period of 2 years in order to enable the said institution to pay the salaries of its employees regularly.

9. The order was further modified wherein while continuing Sri Mavullamma Ammavari Temple, Bhimavaram three more temples were added by name Sri Vally Devasena Sametha Sri Subrahmanyeswara Swamy Temple, Singarayapalem, (2) Sri Maddi Anjaneya Swamy Temple, Guruvayagudem and (3) Sri Venkateswara Swamy Temple, Kallakuru were permitted to give loan of Rs.1 lakh per annum each to Sri Chandra Sekhara Swamy Temple, Ch.Agraharam, Ganapavaram Mandal, West Godavari District for a period of 2 years. A close scrutiny of the action of the Commissioner of Endowments would reveal that it cannot be termed to be a justifiable exercise for the reason that the petitioner who was continuing in a 6(a) institution i.e., Sri Byragi Mutt with an income of Rs.1 crore was unilaterally sent on deputation with no reason to an institution to which he was reverted and the same being stayed by the revisional authority and consequently the said stay being continued by the Hon'ble High Court in W.P.No.23044 of 2017 and Writ Appeal – W.A.No.1888 of 2017, dated 04-01-2018. In spite of the same contrary to the orders of the Hon'ble High Court the petitioner is being harassed for the sole reason that he challenged the action of the 2nd respondent of his discriminatory exercise wherein he was picked and chosen to enforce a proviso under Rule 33 of G.O.Ms.No.888 of the Endowments Act. By virtue of the action of the 2nd respondent the petitioner is now suffering without any posting

u 15. Naga babu

and he had also not been paid the salaries for the past 6 months which is without any reason and necessity.

10. The 4th respondent temple does not have the post of Superintendent but deliberately as a punishment the petitioner was transferred from a 6(a) institution i.e., Sri Byragi Mutt, K.Pentapadu which has an annual income of Rs.1 crore per year and it could well be assessed whether the said order of deputation is a bonafidy exercise in the name of better administration of the institution. The petitioner's deputation has come to an end on 1st April, 2025. Now the petitioner is in the air and the institutions which were entrusted a task of paying the salaries are no longer obliged to comply the order of the Commissioner of Endowments as it expires by 1st of April.

11. Consequent to his completion of deputation the petitioner made an application to the Executive Officer of the 4th respondent devastanam requesting that he may be posted to any other institution preferably an institution like Sri Daneswari Ammavari Devastanam which is capable of meeting the salary of the petitioner. A copy of the same was marked to the Commissioner of Endowments which was on 21-08-2024, the Executive Officer also forwarded the request to the Commissioner of Endowments. It is pertinent to mention here that the action of the 2nd respondent has resulted in the non-payment of salaries which is deliberately done only to harass the petitioner without any justifiable reason.

12. The petitioner has not filed any other petition or initiated any other legal proceeding seeking the relief claimed in the present petition. The petitioner has no other efficacious alternative remedy except to invoke the extra ordinary original jurisdiction of this Hon'ble Court under Article 226 of the Constitution of India.

K. Naga babu

W

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13. Hence, under these circumstances, the petitioner is constrained to approach this Hon'ble Court for issuance of a Writ, Order or Direction, more particularly a Writ in the nature of Writ of **MANDAMUS** declaring the inaction of the 2nd respondent i.e., the Commissioner of Endowments, State of Andhra Pradesh, Gollapudi, Vijayawada in not transferring and posting the petitioner to an institution which has a cadre strength of Superintendent and capable of paying salaries, as bad, illegal, arbitrary, opposed to law, one without jurisdiction and pass such other order or orders as the Hon'ble Court may deem fit and proper.

14. Pending disposal of the main writ petition, the petitioner herein prays that the Hon'ble Court may be pleased to **DIRECT** the 2nd respondent i.e., the Commissioner of Endowments, State of Andhra Pradesh, Gollapudi, Vijayawada to pass appropriate orders on his representation dated 21-08-2024, and pass such other order or orders as the Hon'ble Court may deem fit and proper.

H. Nagarababu

Deponent.

Solemnly affirmed and signed
On this the 7th day of April, 2025
at Amaravathi.

Before me,

Vannu [VENKATESH]

Advocate, Amavarathi.

7th and last page
total No.of corrections:

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VERIFICATION STATEMENT

I, K. Nagababu, s/o Sri Gopala Krishna Murthy, petitioner herein, acquainted with the facts do hereby verify and state that the contents of paras 1 to 11 etc., of the affidavit filed in support of the Writ Petition are true to my personal knowledge, those of paras 1 to 11 etc., are facts true to my knowledge based on information and those of paras 12 to 14 etc., are true to my knowledge based on records and believed to be correct and those of paras 12 to 14 etc., are based on legal advice believed to be correct.

Verified at Amaravathi on this the 7th day of April, 2025

ADVOCATE

K. Nagababu
DEPONENT

22

MEMORANDUM OF WRIT PETITION
(filed under Article 226 of the Constitution of India)

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(Special Original Jurisdiction)

W.P.NO. 9360 OF 2025

Between:

**K.Nagababu, s/o Sri Gopala Krishna Murthy,
Aged about: 55 years, Superintendent,
Sri Chandra Sekhara Swamy Devastanam,
Ch.Agraharam Village, Ganapavaram Mandal,
West Godavari District.**

Petitioner

And

- 1. The State of Andhra Pradesh,
Revenue (Endowments-I) Department,
Secretariat, Velagapudi, Amaravathi,
Rep.by its Principal Secretary.**
- 2. The Commissioner of Endowments,
State of Andhra Pradesh,
Gollapudi, Vijayawada.**
- 3. The Deputy Commissioner of Endowments,
Kakinada.**
- 4. Sri Chandra Sekhara Swamy Devastanam,
Ch.Agraharam Village, Ganapavaram Mandal,
West Godavari District,
rep.by its Executive Officer.**

Respondents

The address of the petitioner for service of summons, notices etc., is that of his counsel Mr. M.Vidyasagar, Advocate, Flat No.411, Samruddhi Residency, Paturu Road, Tadepalli, Guntur, Andhra Pradesh or at High Court Buildings, A.P.State, Amaravathi.

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For the reasons stated in the accompanying affidavit, it is prayed that the Hon'ble Court may be pleased to issue a writ, order or direction, more particularly a writ in the nature of Writ of **MANDAMUS** declaring the inaction of the 2nd respondent i.e., the Commissioner of Endowments, State of Andhra Pradesh, Gollapudi, Vijayawada in not transferring and posting the petitioner to an institution which has a cadre strength of Superintendent and capable of paying salaries, as bad, illegal, arbitrary, opposed to law, one without jurisdiction and pass such other order or orders as the Hon'ble Court may deem fit and proper.

Amaravathi,
Dt: 07-04-2025

M. Wdyabarger
COUNSEL FOR THE PETITIONER

24

MEMORANDUM OF INTERLOCUTORY APPLICATION
(filed under Section 151 of CPC)

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

I.A.NO. OF 2025

IN

W.P.NO. 9360 OF 2025

Between:

K.Nagababu, s/o Sri Gopala Krishna Murthy,
Aged about: 55 years, Superintendent,
Sri Chandra Sekhara Swamy Devasthanam,
Ch.Agraharam Village, Ganapavaram Mandal,
West Godavari District.

.. Petitioner/
Petitioner

And

1. The State of Andhra Pradesh,
Revenue (Endowments-I) Department,
Secretariat, Velagapudi, Amaravathi,
Rep.by its Principal Secretary.
2. The Commissioner of Endowments,
State of Andhra Pradesh,
Gollapudi, Vijayawada.
3. The Deputy Commissioner of Endowments,
Kakinada.
4. Sri Chandra Sekhara Swamy Devasthanam,
Ch.Agraharam Village, Ganapavaram Mandal,
West Godavari District,
rep.by its Executive Officer.

.. Respondents/
Respondents

For the reasons stated in the supporting affidavit filed in W.P., it is prayed that the Hon'ble Court may be pleased to DIRECT the 2nd respondent i.e., the Commissioner of Endowments, State of Andhra Pradesh, Gollapudi, Vijayawada to pass appropriate orders on his representation dated 21-08-2024, pending disposal of the main Writ Petition, and pass such other order or orders as the Hon'ble Court may deem fit and proper.

Amaravathi,
Dt:07-04-2025

M. Widyadhar
COUNSEL FOR THE PETITIONER

25

తేది : 21.08.2024

శ్రీయుత కార్యనిర్వాహకాధికారి వారికి,
 శ్రీ చంద్రశేఖర స్వామి వారి దేవస్థానము
 సి.హెచ్. అగ్రహారం, గణపవరం మండలం,
 వత్తిమగోదావరి జిల్లా.

అయ్యో,

తమకు మనవి చేయునది వత్తిమగోదావరి జిల్లా గణపవరం మండలం
 సి.హెచ్. అగ్రహారం గ్రామంలో వేంచేసియున్న శ్రీ చంద్రశేఖరస్వామి వారి దేవస్థానము నందు
 పనిచేయుచున్న కె.నాగబాబు సూపరింటెండెంట్ వ్రాసుకున్న ధరఖాస్తు విన్నపము.

శ్రీయుత కమీషనరు వారి ఉత్తర్వులు మేరకు శ్రీ భైరాగిమఠం నుండి 2 సంవత్సరముల
 కాల పరిమితన డిప్యూటీషన్ పై సదరు దేవస్థానమునకు ది. 01.04.2023 న జాయిను
 అయి ఉన్నాను. సదరు సంస్థనందు జీతములు యిచ్చుటకు చాలా ఆలస్యముగా యిచ్చుచున్నారు.
 నదరు జీతములు ది. 01.04.2023 నుండి ది. 31.01.2024 వరకు జీతములు
 యిచ్చియున్నారు. యింకను ది. 01.02.2024 నుండి యీ రోజువరకు అనగా నుమారు 6
 నెలలు జీతములు యివ్వవలసియున్నది. నాకు ఈ జీతములు లేక వృద్ధాప్యములో ఉన్న నాతల్లికి
 వైద్యము చేయించుటకు మరియు నా కుటుంబపోషన , ఇంటి అద్దె చెల్లించుటకు చాలా
 కష్టతరముగా ఉన్నది.

కావున మీరు నాయందు దయచించి నాకు జీతం వచ్చు మరి ఏ యితర
 దేవస్థానమునకు అయినా లేక శ్రీ దానేశ్వరి అమ్మవారి దేవస్థానము దువ్వకు గాని లేఖ
 డిప్యూటీషన్ రద్దు వలచి మరి ఏదేవస్థానమునకు వేసినా వెళ్లి నా విధులు నేను
 నిర్వహించగలవాడను. కావున నా విన్నపమును మన్నించి బదిలీ చేయించగలందులకు
 తగు సిఫారుసు చేయించవలసిందిగా కోరుచున్నాను.

ఇట్లు

తమ విశ్వేశ్వరీయ.

కె.నాగ బాబు 21/8/2024
 సూపరింటెండెంట్

శ్రీ చంద్రశేఖర స్వామి వారి దేవస్థానము
 సి.హెచ్. అగ్రహారం

సమర్పితం :

శ్రీయుత కమీషనర్ దేవదాయ ధార్మికాధికారి

గొల్లపూడి, విజయవాడ నాల్గో

Translation from Telugu:

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Dt. 21-08-2024

To
The Executive Officer,
Sri Chandra Sekhara Swamy Devasthanam,
Ch.Agraharam, Ganapavaram Mandal,
West Godavari District.

Sir,

It is herewith requested that I. K.Nagababu working as Superintendent in Sri Chandra Sekhara Swamy Vari Devasthanam, situated at Ch.Agraharam, West Godavari District.

By the proceedings of the Commissioner of Endowments, I was transferred on deputation from Sri Byragi Mutt for a period of 2 years on 01-04-2023 and I joined and reported to duty. The devasthanams which were directed to pay the salaries from 01-04-2023 to 31-04-2024 were giving the said salaries belatedly. Consequently on 01-02-2024 i.e., for a period of 6 months I am yet to be paid my salaries. My mother is in old age and in an advanced age of her life and I am finding it difficult to undertake my medical expenses and also paying the rents in the village where I am living.

Hence, it is herewith requested that I may be transferred to any other devasthanam or Sri Daneswari Ammavari Devasthanam, Duvva by cancelling this deputation and if I am posted in any devasthanam I am ready to render my services.


Hence, it is herewith requested that I may be transferred and I herewith request to forward to the Commissioner of Endowments by recommending the same.

Yours faithfully,
Sd/- (K.Nagababu)
Superintendent
Sri Chandra Sekhara Swamy Vari Devasthanam.

Copy marked to the Commissioner of Endowments, Gollapudi, Vijayawada.

SRI CHANDRASEKHAR SWAMY VARI TEMPLE, CH. AGRAHARAM, , GANAPVARAM MANDAL, W.G.DIST

Sl. No.	Name of the Employee & Designation	Name of the Institution where he is working at present	Period of service he has completed in present station / institution		Details of deputation If any, with details of duration	Date of retirement	Request/ Preference, if any, received from the employee	Remarks
			Years	Months				
1	2	3	4		5	6	7	8
1	Sri K. Nagababu, Superintendent	Sri Chandrasekhara Swamy vari Temple ,Ch. Agraharam.(V) Ganapvaram (M) W.G.Dist	1 Years	4 month and 23 days	Ddis No.A1/11025//2023. 01. dt28.03.2023 The Commissionr Endowment . Vijayawada	...	Sri Dancswaramma Temple Duvva , W.G.Dist or Any Other Temple	..


 Executive Officer, 23/04/2024.
 Sri ChandraSekhara Swamy Temple
 Ch. Agraharam (v)
 Ganapavaram (M)
 W.G.Dist

**Office of the Commissioner,
Endowments Department,
A.P., Vijayawada.**

D.Dis.No.A1/11025/8/2023-1. Dt. 28/03/2023

**Sub Endowments Department - Deputation of Sri K.Nagabau, Superintendent,
: working in Byragi Mutt, K.Pentapadu(V), Ganapavaram(M), Eluru District to Sri
Chandrasekhara Swamy Temple, Ch.Agraharam(V), Ganapavaram(M), Eluru
District for a period of two years - Orders - Issued.**

In the interest and better administration of the institutions, Sri K.Nagabau, Superintendent, Byragi Mutt, K.Pentapadu(V), Ganapavaram(M), Eluru District is hereby deputed to Sri Chandrasekhara Swamy Temple, Ch.Agraharam(V), Ganapavaram for a period of two years with immediate effect.

The Executive Officer, Sri Byragi Mutt, K. Pentapadu, Ganapavaram(M), Eluru District is requested to relieve the individual from his duties immediately, so as to enable him to join in his new station.

On relief, Sri K. Nagababu, Superintendent is directed to report for duty before the Executive Officer, Sri Chandrasekhara Swamy Temple, Ch.Agraharam(V), Ganapavaram.

The Executive Officer, Sri Chandrasekhara Swamy Temple, Ch.Agraharam(V), Ganapavaram(M), Eluru District is requested to admit the individual for duty and report compliance.

//BY ORDER OF THE COMMISSIONER//

**K Rama Chandra Mohan
Additional Commissioner**

To:

- 1. Sri K.Nagabau, Supdt, Sri Byragi Mutt, K.Pentapadu, Ganapavaram(M), Eluru District (Through Sl.No.2).**
- 2. The Executive Officer, Sri Byragi Mutt, K.Pentapadu, Ganapavaram(M), Eluru District.**
- 3. The Executive Officer, Sri Chandrasekhara Swamy Temple, Ch.Agraharam(V).**

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File No.COE-11025/8/2023-A SEC-ENDOWMENTS

Ganapavaram(M), Eluru District.

4. Copy to the R.J.C, Endowments Department, Rajamahendravaram.
5. Copy to the Deputy Commissioner, Endowments Department, Kakinada.

**Office of the Commissioner,
Endowments Department,
A.P., Vijayawada.**

D.Dis.No.A1/11025/8/2023-2. Dt. 28/03/2023

**Sub Endowments Department - Payment of advance to Sri Chandrasekhara Swamy
: Temple, Ch.Agraharam(V), Ganapavaram(M), Eluru District for a period of two
years from Sri Byragi Mutt, K.Pentapadu(V), Ganapavaram(M), Eluru District
and Sri Mavullamma Ammavari Temple, Bhimavaram - for the purpose of
Payment of salaries to the staff - Instructions issued - Regarding.**

**The Executive Officers of Sri Byragi Mutt, K.Pentapadu(V), Ganapavaram(M),
Eluru District and Sri Mavullamma Ammavari Temple, Bhimavaram are hereby
permitted to give loan of Rs.3,00,000/- each per annum to Sri Chandrasekhara Swamy
Temple, Ch. Agraharam, for a period of two(2) years, in order to enable the said
institution to pay the salaries of its employees regularly.**

**The Executive Officer, Chandrasekhara Swamy Temple, Ch. Agraharam,
Ganapavaram(M), Eluru District is instructed to receive the said amounts from the
above said two institutions with due acknowledgement and utilize the said amount
exclusively for the purpose of payment of salaries to the staff.**

//BY ORDER OF THE COMMISSIONER//

**K Rama Chandra Mohan
Additional Commissioner**

To:

- 1. The Executive Officers of Sri Byragi Mutt, K.Pentapadu(V), Ganapavaram(M),
Eluru District.**
- 2. The Executive Officer, Sri Mavullamma Ammavari Temple, Bhimavaram,
West Godavari District.**
- 3. The Executive Officer, Chandrasekhara Swamy Temple, Ch. Agraharam,
Ganapavaram(M), Eluru District.**
- 4. Copy to the R.J.C, Endowments Department, Rajamahendravaram.**
- 5. Copy to the Deputy Commissioner, Endowments Department, kakinada.**

GP for Endowment

West Godavary District

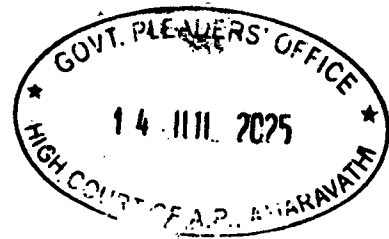
HIGH COURT OF ANDHRA
PRADESH AT AMARAVATHI

C.C.NO. OF 2025

IA 1024/25

W.P.No. 9360 OF 2025

Endow

CONTEMPT CASEFiled by:
Mr. M.Vidyasagar (8165)
Counsel for the Petitioner.

9866562373

Acknowledgement No.:



Monday, Jul 14, 2025 12:00:08 PM

APOLCMS