

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

C.C. No. of 2024

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Amaravati,
Date: 18.04.2024


COUNSEL FOR THE PETITIONER

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IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

C.C. No. of 2024

in

W.P. No. 4826 of 2024

Between:

Sanikommu Rama Raghava Reddy,
S/o Chenna Reddy (Late), 64 years, Occ: Agriculturist,
R/o H.No. 4-15, Chinagollapalli Village,
Hanumanthunipadu Mandal, Prakasam District.

...Petitioner

AND

1. R.Karikal Valaven I.A.S.,
Principal Secretary
Government of Andhra Pradesh,
Revenue (Endowments) Department,
Secretariat Buildings, Amaravathi,
Guntur District
2. S.Satyanarayana I.A.S.,
Commissioner of Endowments,
Endowments Department, Gollapudi,
Vijayawada, NTR District
3. K.Janardhan Reddy
District Endowments Officer,
Endowments Department,
Ongole, Prakasam District.

...Respondents

For the reason stated in the accompanying affidavit, it is therefore prayed, that this Hon'ble Court may be pleased to punish the respondent under Sections 10 to 12 of The Contempt of Courts Act, 1971 for wilful violation and disobeying the orders of this Hon'ble Court in W.P. No. 4826 of 2024 dated 05.03.2024 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Place : Vijayawada

Date : 04.2024

Counsel for Petitioner

PRAKASAM DISTRICT
IN THE HIGH COURT OF
ANDHRA PRADESH AT
AMARAVATHI

C.C. No. of 2024
In
W.P. No. 4826 of 2024

CONTEMPT PETITION

Filed On :

Presented On :

Filed By
D.V.SASIDHAR (10944)
Counsel for the Petitioner

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IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

C.C. No. of 2024

in

W.P. No. 4826 of 2024

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Sanikommu Rama Raghava Reddy,
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District Endowments Officer,
Endowments Department,
Ongole, Prakasam District.

...Respondents

AFFIDAVIT

I, Sanikommu Rama Raghava Reddy, S/o. Chenna
Reddy (Late), 64 years, Occ: Agriculturist, R/o. H. No. 4-15,
Chinagollapalli Village, Hanumanthunipadu Mandal,

Prakasam District, having temporarily come down to Vijayawada, do hereby solemnly affirm and sincerely state on oath as follows:

1. I am the petitioner in the writ petition and in the present contempt case and as such I am well acquainted with the facts of the case.
2. It is humbly submitted that the writ petition is filed challenging the action of the 2nd respondent in issuing proceedings vide Rc. No. P/COE/1487/2023-14 dated 18.12.2023 in sanctioning an amount of Rs.1,00,00,000/- (Rupees One Crore) and in trying to dispossess the petitioner from the Management of Sri Lakshmi Chennakesava Swamy Temple, Chinnagollapalli Village as bad, illegal, arbitrary and violative of Articles 14, 21, 25 and 26 of Constitution of India.
3. I submit that, this Hon'ble Court was pleased to pass orders in WP 4826/2024 dated 05.03.2024. The operative portion of the order is extracted for kind perusal

" 8. In view of the above said facts and circumstances, any re-construction of the subject temple shall be strictly in accordance with law under the strict supervision of the Endowment officials concerned. There cannot be any unauthorised donations collected in the name of re-construction of the subject temple by the third parties. Every donation and offering by the devotee for the subject temple shall be duly credited to the temple account and there shall be a proper auditing and budgeting by the Endowments Department till the reconstruction of the temple and reinstallation of the idols are over as per the scheme programme and schedule fixed following the Aagama Sastras and religious practices strictly without any deviation. 9. Accordingly, this Writ Petition is disposed of. There shall be no order as to costs."

4. I submit that, now the newly appointed festival committee was allowed to conduct bhoomi pooja without following the agamasastras and religious practices and without scheme of program fixed by the

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vedapandits and sketch, plan approved by the stapathi and the Department engineers. To perform the said bhomi pooja they have break opened my office without permission illegally.

5. I submit that, I have complained about the illegal acts of the newly constituted festival committee to the 3rd respondent and he was rejected to receive my compliant and orally directed me to approach police people and hence I have submitted representation on 15.03.2024. the entire break opening the lock and haste shown in performing bhoomi pooja on 14.03.2024 is only to bypass the election code and to show that they have taken the oath of office as festival committee and started the renovation work.
6. I submit that, in the said process of bhoomi pooja the only thing they forgot is that the orders of this Hon'ble Court to strictly follow agamasatras and religious practices without any deviations in the instant case no opinion from the vedapandits and no estimates and plans from the stapathi and engineering staff of the 2nd

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respondent was obtained as such it is nothing but violation of orders of Hon'ble High Court.

7. I submit that if the respondents does not take action as per the agamasatras and religious practices the same is not in the interest of the temple as well as the village. Hence the contempt is filed.
8. I submit that, the respondents have violated the orders of this Hon'ble court dated 05.03.2024 because of which I am being put to severe hardship. Hence they are liable for punishment.
9. I submit that, the respondent does not have any respect towards the orders of this Hon'ble Court and he is willfully and wantonly violating the orders, as such he is liable for punishment under the Contempt of Courts Act.

It is therefore prayed, that this Hon'ble Court may be pleased to punish the respondent under Sections 10 to 12 of The Contempt of Courts Act, 1971 for wilful violation, flouting and disobeying the orders of this Hon'ble Court in WP No. 4826/2024 dated 05.03.2024

6. (6A)
and pass such other order or orders as this Hon'ble
Court may deem fit and proper in the circumstances of
the case.

Sworn and signed on before me
on this day of April, 2024
at Vijayawada.

DEPONENT

Advocate, Vijayawada

VERIFICATION

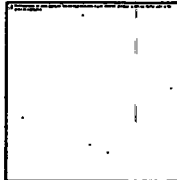
I, Sanikommu Rama Raghava Reddy, S/o.
Chenna Reddy (Late), 64 years, Occ: Agriculturist, R/o.
H. No. 4-15, Chinagollapalli Village,
Hanumanthunipadu Mandal, Prakasam District.,
having temporarily come down to Vijayawada, do
hereby declare that the contents in above paragraphs
are true and correct to the best of my knowledge and
belief and, hence verified on this the day of April,
2024 at Vijayawada.

Advocate

Deponent

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APHC010089532024



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

[3233]

TUESDAY, THE FIFTH DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION NO: 4826 OF 2024

Between:

Sanikommu Rama Raghava Reddy,

...PETITIONER(S)

AND

STATE OF ANDHRA PRADESH AND OTHERS

...RESPONDENT(S)

Counsel for the Petitioner(s): SRI. D V SASIDHAR

Counsel for the Respondents: GP FOR ENDOWMENTS

The Court made the following Order:

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Endowments for the respondents.

2. This writ petition is filed questioning the action of the respondent No.2 dated 18.12.2023 in sanctioning the C.G.F amount of Rs.1,00,00,000/- for the re-construction of the subject temple of the respondent No.4.

3. The learned counsel for the petitioner submits that the petitioner is managing the subject temple and he also received notice from the respondent No.3 on the representation of the villagers to submit the cash book, ledges, demand, collections and balance to verify the accounts *vide* proceedings dated 11.09.2023. Accordingly, he appeared before the respondent No.3 and submitted all the records.

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The said enquiry is pending. In the meanwhile, the impugned proceedings dated 18.12.2023 was issued by the respondent No.2 sanctioning the C.G.F funds as stated above for the re-construction of the subject temple.

4. On the other hand, the learned Assistant Government Pleader for Endowments submits that, in the meanwhile the Government also issued G.O.Rt.No.241 dated 26.02.2024 Constituting Renovation Committee members for the purpose of re-construction of the above said temple.

5. In reply, the learned counsel for the petitioner submits that the petitioner is taking separate steps to assail the said proceedings dated 26.02.2024.

6. It is made clear that the enquiry as contemplated by the respondent No.3 under the letter dated 11.09.2023 is separate and the proceedings issued by the respondent No.2 sanctioning the C.G.F funds for the re-construction of the subject temple is a different thing which are not interdependent. Both are for different purposes and both the issues can be dealt with separately in accordance with law.

7. The sanctioning of C.G.F amount by the respondent No.2 under the impugned proceedings dated 18.12.2023 and the Constitution of Renovation Committee under G.O.Rt.No.241 dated 26.02.2024 shall

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not come in the way of the petitioner for his right to be asserted as person-in-management of the subject temple.

8. In view of the above said facts and circumstances, any re-construction of the subject temple shall be strictly in accordance with law under the strict supervision of the Endowment officials concerned. There cannot be any unauthorised donations collected in the name of re-construction of the subject temple by the third parties. Every donation and offering by the devotee for the subject temple shall be duly credited to the temple account and there shall be a proper auditing and budgeting by the Endowments Department till the re-construction of the temple and reinstallation of the idols are over as per the scheme programme and schedule fixed following the Aagama Sastras and religious practices strictly without any deviation.

9. Accordingly, this Writ Petition is disposed of. There shall be no order as to costs.

As a sequel, Miscellaneous Petitions pending, if any, shall stand closed.

05.03.2024
PNS

JUSTICE B KRISHNA MOHAN

మహారాజశ్రీ హనుమంతునిపాడు మండల బోలీస్ సబ్ ఇన్స్పెక్టర్ గారికి:

ప్రకాశం జిల్లా హనుమంతునిపాడు మండలం, చినగొల్లపల్లి గ్రామము శ్రీ లక్ష్మి చెన్నకేశవ స్వామి వారి దేవస్థానం మేనేజింగ్ బ్రష్ సానిటోరీయం రామ రాఘవ రెడ్డి వ్రాసి దాఖలు చేసిన క్రిమినల్ కంప్లైంట్ :

అయ్యా.

మా గ్రామములో మా పూర్వీకులచే శ్రీ లక్ష్మి చెన్నకేశవ స్వామి వారి దేవస్థానం నిర్మించబడి గత మూడు తరాలుగా మా పూర్వీకులచే నిర్వహించబడు చున్నది. అట్టి మా దేవస్థానమునకు నా పై గిట్టని కొంతమంది వ్యక్తులు వారియొక్క రాజకీయ పలుకుబడి చే రేనోవేషన్ కమిటీ అనే పేరుతో ఉత్తరాలు పొంది, మాకు ఎలాంటి ముందస్తు సమాచారం ఇవ్వకుండా మా దేవాలయ ప్రాంగణం గేటు తాళమును పగలగొట్టి ఏదో పూజా కార్యక్రమము అని దేవాలయ ప్రాంగణములో గుంట త్రవ్వినారు. దేవాలయ పునర్నిర్మాణమునకు అయితే దేవాలయ డిపార్ట్మెంట్ అధికారులు ఎలాంటి మార్కింగ్ ఇవ్వకుండా కార్యక్రమము జరిపించుట చాలా అనుమానములకు దారి తీస్తున్నది. గతంలో కొంతమంది గుప్తా నిధులు, జాతిరాళ్లు మా దేవాలయ ప్రాంగణములో ఉన్నవని త్రవ్వకములకు ప్రయత్నించగా తెలిసి వారికి తెలియజేయుట జరిగినది. మేము దేవాలయ పరిపాలనలో ఉన్నట్లు ఒంగోలు జిల్లా అధికారి మాకు నోటీసు ఇచ్చి విచారణ జరిపి ఉన్నారు. దేవాలయమునకు మేము మా స్థలమును వ్రాసి ఇచ్చిఉండలేదు. డిపార్ట్మెంట్ వారిని మభ్యపరచి మా ప్రత్యర్థులు రేనోవేషన్ కమిటీ వేయించుకొనినారు. చట్ట ప్రకారము దేవాలయ పునర్నిర్మాణము చేపట్టవలెనన్న ముందుగా మేనేజ్ మెంట్ లో ఉన్న మమ్ములను సంప్రదించి మా సహాయముతో రేనోవేషన్ వసులు పాటు పర్యవేక్షించ వలయును. అదే విధముగా కావలసిన ఫండ్స్ సమకూర్చి వాటికి తగు రెవ్యూ మెయింటెన్ చేయవలయును.

(02)

అవి ఏమియు లేకుండా, రెన్‌వేషన్ కమిటీ వారలమని చెప్పుచూ మా గుడి ప్రాంగణ తాళములు పగలగొట్టి ప్రాంగణములో గుంటలు త్రవ్వి పూజలు నిర్వహించుట అనేక అనుమానములకు దారి తెయ్యుచున్నది. సానికొమ్ము జగన్ మోహన్ రెడ్డి, తండ్రి తిరుపతి రెడ్డి, సానికొమ్ము కాళిరెడ్డి, తండ్రి రామిరెడ్డి, మాలపాటి గోపాల్ రెడ్డి తండ్రి కృష్ణ రెడ్డి, మాలపాటి రవి కుమార్ రెడ్డి, తండ్రి నాగేశ్వర రెడ్డి, మాలపాటి కృష్ణారెడ్డి, తండ్రి కృష్ణారెడ్డి, మాలపాటి కృష్ణారెడ్డి తండ్రి పాపిరెడ్డి, మలెల చెన్నకృష్ణారెడ్డి తండ్రి చిన్న కృష్ణయ్య, ఆర్.చెన్నకేశవులు, కోటికల బాల కేశవులు, దమ్ము వెంకట చిన్నయ్య, యాళు అంజయ్య, తండ్రి వెంకట సుబ్బయ్య, యాళు తిరుపతయ్య తండ్రి మాలకొండయ్య మరియు బైరవ నారాయణ అనువారలు తాళములు పగలగొట్టు చర్య క్రిమినల్ చర్యగా భావించడమైనది. రెన్‌వేషన్ షేరుత్ భక్తులనుండి, ప్రజలనుండి విరాళముల రూపముగా ఎక్కువ మొత్తములు వస్తువులు చేయుచున్నట్లు తెలిసినది. రెన్‌వేషన్ కమిటీ రూల్స్ ప్రకారము విరాళములు ఇచ్చిన వారికి రసీదు ఇచ్చి ఒక రసీదు డిపార్ట్మెంట్ వారికి పంపవలసి ఉండగా, అలా చేసి ఉండలేదు.

కావున దయతో వారలపై క్రిమినల్ కేసు నమోదు చేయవలసినదిగా కోరుతున్నాను. వారితో పాటు వారికి సహకరించిన కమిటీ మెంబర్ల అందరిపై చర్య తీసుకొన వలసినదిగా ప్రార్థన.

ఇట్లు:

Dr. Rama Raghun Reddy 15/03/24
మేనేజింగ్ ట్రస్ట్

శ్రీ లక్ష్మీ చెన్నకేశవ స్వామి వారి దేవస్థానం
చిన్నగొట్టపల్లి

కావీలు:

శ్రీయుత దేవాదాయ ధర్మాదాయ శాఖ జిల్లా అధికారి అసిస్టెంట్ కమిషనర్, ట్రస్ట్ లకు
వారికి తగుసమాచారము నిమిత్తము సమర్పించడమైనది.

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//TRANSLATION//

To

Sub Inspector

Hanumanthunipadu Police station,

Hanumanthunipadu Mandal.

A criminal complaint filed by Sanikommu Rama Raghava Reddy, Managing Trustee of Sri Lakshmi Chenna Kesava Swamy's Devasthanam, Chinagollapally Village, Hanumanthunipadu Mandal, Prakasam District.

Sir,

A temple of Sri Lakshmi Chennakesava Swamy was built in our village by our ancestors and is being maintained by our ancestors for the last three generations. So some people who do not know about me in our temple have got orders in the name of Renovation Committee with their political clout and without giving us any prior information they have broken the lock of the gate of our temple premises and dug a hole in the temple premises on the pretext of some worship program. For the reconstruction of the temple, the temple department authorities are carrying out the program without giving any marking, which leads to a lot of suspicions. In the past, some Gupta treasures and jati stones were found in the premises of our temple after they were tried to excavate them and informed them. The Ongole district officer has given us a notice that we are under the temple administration and has investigated. We have not written down our place for the temple. Deceiving the department, our opponents got the renovation committee. According to the law, the management should contact us first and supervise the renovation works with our help. Similarly, appropriate accounts should be maintained for provision of required funds. By saying they are members of the renovation committee without doing anything, they break the locks of my temple premises and dig pits in the premises and perform pujas, which leads to suspicions. Sanikommu Jaganmohan Reddy S/o Tirupati Reddy, Sanikommu Kashireddy S/o Ramireddy, Malapati Gopal Reddy S/o Krishna Reddy, Malapati Ravikumar Reddy S/o Nageswara Reddy, Malapati Krishna Reddy, S/o Krishna Reddy, Malapati Krishna Reddy S/o Papireddy, Mallela Chinna Krishnareddy S/o Chinna Krishnaiah, R.Chennakeshavulu; Kotikala Balakeshavulu; Dammu Venkata Chinnaiah Yella Anjaiah S/o Venkatasubbaiah, Yella Tirupathaiah S/o Mala Kondaiah and Bhairava Narayana are considered criminal acts of breaking the locks. It is known that large sums are being collected in the form of donations from devotees and people in the name of renovation. As per the rules of the Renovation

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Committee, a receipt was given to the donors and a receipt was sent to the department, but this was not done.

So I kindly request that a criminal case be registered against the above persons. We pray that action will be taken against them as well as all the committee members who helped them.

Yours faithfully,

Sd/xxxxx,

Managing Trust,
Sri Lakshmi Chennakesava Swami's Devasthanam,
Chinagollapally

Copy to Endowment Charitable Department District Officer Assistant
Commissioner Ongolu is submitted for appropriate information.

మహారాజశ్రీ జిల్లా ఎండోమెంట్లు ఆఫీసరు, ఒంగోలువార్డు

ప్రకాశం జిల్లా, హనుమంతునిపాడు మండలం, చినగొల్లపల్లి గ్రామం శ్రీ లక్ష్మీచెన్నకేశవస్వామివారి దేవస్థానం ధర్మకర్త సానికొమ్మ రామరాఘవరెడ్డి తండ్రి చెన్నారెడ్డి వ్రాసి పంపుకొన్న అర్చి.

ఘనమైన అయ్యా,

మా దేవస్థానము పునఃనిర్మాణము కావించుటకు తగు ఎస్టిమేట్లు వేయించి సి.జి.యఫ్.నిధుల నుండి ధన సహాయము కోరినట్లు దానికిగాను శ్రీ కమీషనరు, దేవదాయశాఖ, విజయవాడవారు ఎస్టిమేట్లు శాంక్షన్ చేసి సి.జి.యఫ్. మంజూరు కూడా తేది:18.12.2023న చేసినట్లు ఉత్తర్వుల కాపీని పట్టుకొని చందాల కొరకు నా రాజకీయ ప్రత్యర్థులు గ్రామములో విస్తృతముగా తిరుగుచున్నారు. వారిలో ఒకరి నుండి సదరు ఉత్తర్వుల కాపీని పొంది చూడగా అందు దేవాలయ ఎగ్జిక్యూటివ్ అధికారిగార్ని ఉత్తర్వుల కాపీ మీద్వారా అందచేయవలసినదిగా సూచించినారు. కానీ నాకు యింతవరకు సదరు ఉత్తర్వుల కాపీ వచ్చియుండలేదు. మా దేవాలయమునకు 4 తరాలుగా మేము ధర్మకర్తలుగా పరిపాలన కొనసాగించుచుండగా మాకు కాక యింకెవరికి యీ ఉత్తర్వులకాపీని పంపినారు? అంతియేకాక మా పరిపాలనలోయున్న మాదేవాలయమునకు మేము కోరకుండగనే ఎవరు ఎస్టిమేట్లు వేయించమని మిమ్ములను కోరినారు. ఎవరు సి.జి.యఫ్. నిధుల కొరకు ధరఖాస్తు చేసినారో దయతో తెలియజేయప్రార్థన. అంతియేకాక తమకు తెలియజేయునది ఏమనగా నా ప్రత్యర్థులు పెట్టిన పిటీషనుపై నాకు తెలియకుండా మా గ్రామమునకు విచారణ నిమిత్తం వచ్చి దరిమిలా మీయొక్క ఆర్.సి.నెం.ఎ4/356581/23-2, తేది:11.9.2023న నన్ను తేది 13.09.2023న తమ కార్యాలయమునకు రమ్మనమని నోటీసు యిచ్చిన మీదట తమ కార్యాలయమునకు హాజరైన సందర్భములో 43 సెక్షను క్రింద ప్రాపర్టీ రిజిస్టరు తయారుచేసి పంపమని ఆదేశించి యున్నారు. ఆ ప్రకారము తయారుచేసి మీకు తేది:27.01.2024న పంపియున్నారు. మీము మోహరింపబడిన బిల్లుల నిర్వహిస్తూ వాము కార్పొరేషన్ ధర్మకర్త మాకు జరిగిన సమాచారము తెలియ పరచగలరు.

ఇట్లు

తమ విధేయుడు

S. Ramasubrahmanyam

ధర్మకర్త.

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//TRANSLATION//

To
District Endowments Officer,
Ongole.

An application written by Sanikommu Ramaraghavareddy, S/o. Chenna Reddy, trustee of Sri Lakshnichennakesavaswamy Devasthanam, village of Chinagollapalli, Hanumanthunipadu Mandal, Prakasam District.

Respected Sir,

Shri Commissioner, Endowment, Vijayawada has sanctioned estimates for the reconstruction of our temple by making appropriate estimates and asking for financial assistance from CGF funds. My political opponents are roaming widely in the village for subscriptions holding the copy of the order of CGF grant also on 18.12.2023. After getting a copy of the order from one of them, he suggested that a copy of the order should be provided to the executive officer of the temple. But I have not received the copy of the said orders till now. While we have been managing our temple for 4 generations as trustees, who else has this order been sent to? Moreover, who asked you to make estimates for the temple under our administration, which we did not want. Kindly let me know who applied for CGF funds. Moreover, they came to my village for investigation on the petition filed by my opponents without my knowledge and then they gave notice to come to their office on your R.C.No A4/356581/23-2, 11.9.2023, 13.09.2023. On the occasion of his attendance at his office, he was ordered to prepare and send the property register under section 43. Accordingly prepared and sent to you on 27.01.2024. As we are performing the duties as genealogy, they can provide us with relevant information.

Yours faithfully,

Sd/xx,

Trustee.

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16.04.2024

To,
The District Endowments Officer,
Ongole, Prakasam District.

Respected Sir,

I, Sanikommu Rama Raghava Reddy, S/o. Chenna Reddy (Late), 64 years, Occ: Agriculturist, R/o. H. No. 4-15, Chinagollapalli Village, Hanumanthunipadu Mandal, Prakasam District, do hereby submit the following representation:

1. I submit that, I have filed writ petition is filed challenging the action of the Commissioner, Endowments in issuing proceedings vide Rc. No. P/COE/1487/2023-14 dated 18.12.2023 in sanctioning an amount of Rs.1,00,00,000/- (Rupees One Crore) and in trying to dispossess the petitioner from the Management of Sri Lakshmi Chennakesava Swamy Temple, Chinnagollapalli Village as bad, illegal, arbitrary and violative of Articles 14, 21, 25 and 26 of Constitution of India.
2. I submit that, this Hon'ble Court was pleased to pass orders in WP 4826/2024 dated 05.03.2024. The operative portion of the order is extracted for kind perusal.

" 8. In view of the above said facts and circumstances, any re-construction of the subject temple shall be strictly in accordance with law under the strict supervision of the Endowment officials concerned. There cannot be any unauthorised donations collected in the name of re-construction of the subject temple by the third parties.

Every donation and offering by the devotee for the subject temple shall be duly credited to the temple account and there shall be a proper auditing and budgeting by the Endowments Department till the reconstruction of the temple and reinstallation of the idols are over as per the scheme programme and schedule fixed following the Aagama Sastras and religious practices strictly without any deviation. 9. Accordingly, this Writ Petition is disposed of. There shall be no order as to costs."

3. I submit that, now the newly appointed festival committee was allowed to conduct bhoomi pooja without following the agamasastras and religious practices and without scheme of program fixed by the vedapandits and sketch, plan approved by the stapathi and the Department engineers. To perform the said bhomi pooja they have break opened my office.
4. I submit that, I have complained about the illegal acts of the newly constituted festival committee to you orally as no action is taken I have submitted representation on 15.03.2024 to SHO Hanumanthunipadu. the entire break opening the lock and haste shown in performing bhoomi pooja on 14.03.2024 is only to bypass the election code and to show that they have taken the oath of office as festival committee and started the renovation work.

Hence, in the above mentioned circumstances, I request your good authority to not to allow any works or to any constructions, bhoomi pooja, demolition etc., of the subject temple without following agamasatras and

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religious practices and scheme, program and schedule fixed by the agamapandits and the plans and estimates made by the stapathi and engineering staff of Endowments department as per the orders of the Hon'ble High Court passed in WP No. 4826/2024 dated 05.03.2024

Yours Faithfully,

S. Sanikommu Rama Raghava Reddy

Sanikommu Rama Raghava Reddy

Enclosures:

1. Copy of web orders in WP No. 4826/2024 dated 05.03.2024

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IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

W.P. No. 4826 of 2024

Between:

Sanikommu Rama Raghava Reddy,
S/o Chenna Reddy (Late), 64 years, Occ: Agriculturist,
R/o. H.No. 4-15, Chinagollapalli Village,
Hanumanthunipadu Mandal, Prakasam District.

AND

1. Government of Andhra Pradesh,
Revenue (Endowments) Department,
Secretariat Buildings, Amaravathi,
Guntur District
Rep.by its Principal Secretary
2. Commissioner of Endowments,
Endowments Department, Gollapudi,
Vijayawada, NTR District
3. District Endowments Officer,
Endowments Department,
Ongole, Prakasam District.
4. Sri Lakshmi Chennakesava Swamy and Sri Anjaneya
Swamy Temple,
Represented by its Executive Authority/ Inspector,
Endowments Department,
Chinnagollapalli Village, Hanumanthipadu Mandal,
Prakasam District.
5. The Executive Engineer,
Endowments Department,
Kurnool, Kurnool District

...Respondents

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AFFIDAVIT

I, Sanikommu Rama Raghava Reddy, S/o. Chenna Reddy (Late), 64 years, Occ: Agriculturist, R/o. H. No. 4-15, Chinagollapalli Village, Hanumanthunipadu Mandal, Prakasam District., having temporarily come down to Amaravathi, do hereby solemnly affirm and sincerely state on oath as follows:

1. I submit that I am petitioner and deponent herein, as such I am well acquainted with the facts of the case.
2. It is submitted that the present writ petition is filed challenging the action of the 2nd respondent in issuing proceedings vide Rc. No. P/COE/1487/2023-14 dated 18.12.2023 in sanctioning an amount of Rs.1,00,000/- (Rupees One Crore) and in trying to dispossess the petitioner from the Management of Sri Lakshmi Chennakesava Swamy Temple, Chinnagollapalli Village, as bad, illegal, arbitrary and violative of Articles 14, 21, 25 and 26 of Constitution of India

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3. I submit that, there is a temple which is known as Sri Lakshmi Chennakesava Swamy and Sri Anjaneya Swamy Temple situated at Chinnagollapalli Village, Hanumanthipadu Mandal, Prakasam District which is constructed by our Ancestor i.e., Sri Sanikommu Kondareddy and since the time of its origin, my ancestors, after their demise, I am looking after the day-to-day affairs of the said temple by acting as Managing trustee of the said temple. In fact there are Budget Statements and Receipts as per repealed act 17/66, which are endorsed by the respondent authorities to prove that I and my forefathers are looking after the management of temple regularly.
4. I submit that, at present I am acting as Managing Trustee and looking after the affairs of the said temple and I along with the help of my family members conduct Brahmastavams once in year with our own funds. While the matter stood thus, without any right or jurisdiction, Nallmandla Gram Panchayat has passed a resolution on 03.04.2023 for renovating the

subject temple and to conduct auction for the lands belonging to the subject temple. It is pertinent to mention herein that when the temple though earlier is under the purview of Endowments Department as per repealed act of 17/66, the district officer nor his subordinates have visited our temple regarding its management.

5. I submit that, thereafter few villagers who are boring grudge against me, have filed a complaint against me alleging that I mismanaging the affairs of temple, to the revenue and endowment officials through spandana programme.
6. I submit that, thereafter the 3rd respondent has issued notice vide Proceedings in Rc. No. A4/356581/2023-2 dated 11.09.2023 directing me to attend enquiry along with all relevant records on 13.09.2023, pursuant to the same I have attended the enquiry and shown him all the documents. He has directed me to prepare Section 43 register as per Act 30/87 and to conduct auction for the lands belonging to the subject temple

in the presence of Inspector, Endowments Department, Kandukuru pending Section 43 registration regarding the subject temple.

7. I submit that, pursuant to the directions of 3rd respondent, I have tried to auction for the lands belonging to the subject temple, but the same was postponed as Inspector, Endowments Department was not present at that point of time. It is also not out of place to mention that the 3rd respondent who is duty bound to approve the register as per Section 43 of act 30/87 till date has not approved despite receiving the same from us on 27.01.2024.

8. I submit that, to my utter surprise and dismay the 2nd respondent behind my back has issued proceedings dated 18.12.2023 by passing the procedure for release of funds from Common Good Fund as per Act 30/87, sanctioning an amount of Rs. 1,00,00,000/- (One Crore) from Common Good Fund (C.G.F) for reconstruction of the temple marking copy to Executive Authority but I have not received the copy or no notice

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prior to sanction was given to me or objections called for the same. Immediately after receipt of the above information I have made a representation 02.02.2024 to the 3rd respondent requesting him prepare Section 43 register which is pending before him and also requested him to furnish details as to all have sought C.G.F for reconstruction of temple. But the same is pending till date no information is furnished.

9. I submit that, now under the guise of sanctioned amount, the respondent authorities are trying to demolish the current structures and renovate the temple and to move the main deity without issuing any notice to me. Unless the respondents are restrained from doing the above said acts, I will be put to irreparable loss and Injury which cannot be compensated by any means, as the temple is our family temple and we will construct it.

10. I submit that, now under the guise of the above impugned order local rival groups are collecting huge amounts from the villagers and not accounting for the

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same. In fact the rival groups with the help of local politicians are trying to form a renovation committee without following the procedure established under law, with a malafide intention to dispossess me from the management of temple and also to siphon off the CGF funds granted to the subject temple.

11. I submit that, our family member i.e. the legal heirs of original founder Sanikommu Kondareddy can afford to construct the temple as per our financial capacity without the funds or donations from the villagers otherwise will lose the hereditary rights of Founder Family Member of the subject temple.
12. It is submitted that the petitioner has no other effective, alternative remedy than to invoke the extraordinary jurisdiction of this Hon'ble Court under Article 226 of the Constitution of India.
13. It is submitted that the petitioner has not filed any other Writ Petition or initiated any other proceedings before any Court or Authority for the relief sought for in this Writ Petition.

In the facts and circumstances mentioned above, it is therefore prayed that this Hon'ble Court may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus declaring the action of the 2nd respondent in issuing proceedings vide Rc. No. P/COE/1487/2023-14 dated 18.12.2023 in sanctioning an amount of Rs.1,0,00,000/- (Rupees One Crore) for re-construction of 5th respondent temple and also in trying to dispossess the petitioner from the management of 5th respondent temple as bad, illegal, violative of Principles of Natural Justice arbitrary and violative of Articles 14, 21, 25 and 26 of Constitution of India and consequently set-aside same by directing the respondents not to sanction amount from Common Good Fund and also not to alter the structures of temple and pass such other order or orders in the interest of the justice.

Pending disposal of the writ petition it is therefore prayed that this Hon'ble Court may be pleased to suspend the operation of impugned proceedings issued by the 2nd respondent in Rc. No. P/COE/1487/2023-14 dated

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18.12.2023 and pass such other order or orders, in the interest of justice.

Solemnly affirmed and signed before
me on this the day of February, 2024
at Vijayawada.

DEPONENT

Advocate : Amaravathi

VERIFICATION

I, Sanikommu Rama Raghava Reddy, S/o Chenna Reddy (Late), 64 years, Occ: Agriculturist, R/o. H. No. 4-15, Chinagollapalli Village, Hanumanthunipadu Mandal, Prakasam District., having temporarily come down to Amaravathi, do hereby declare that the contents in the above paragraphs are true and correct to the best of my knowledge and belief, hence verified on this the day of February, 2024 at Vijayawada.

Advocate

Deponent

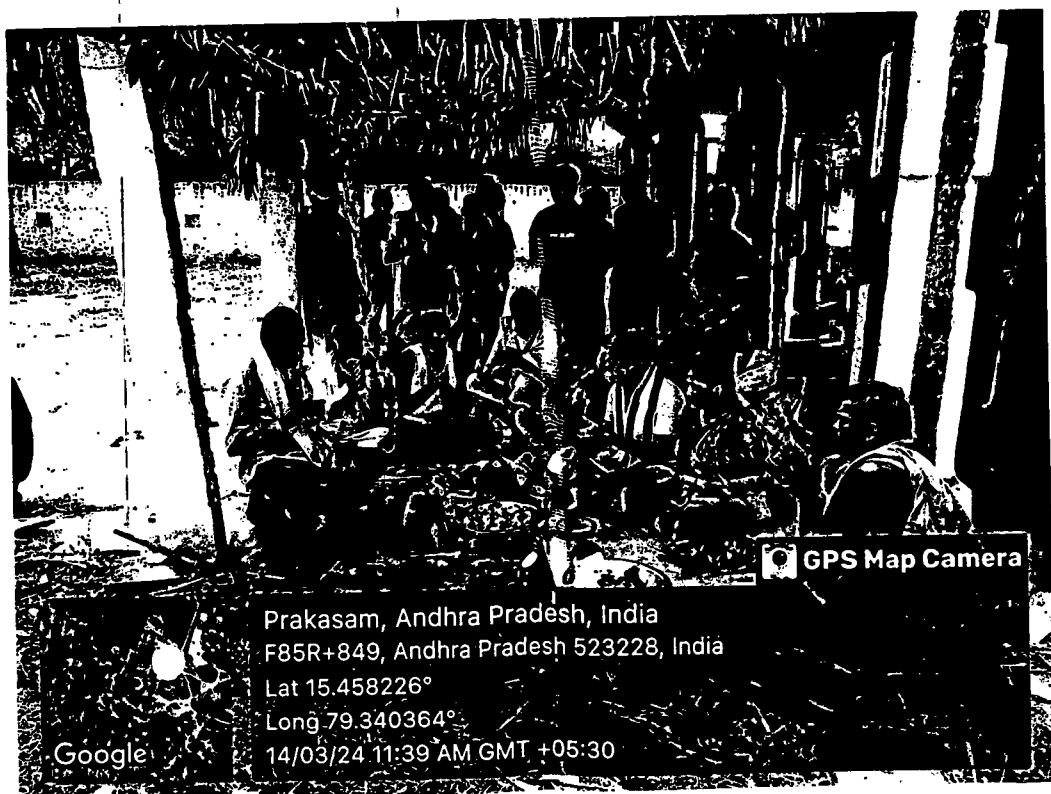
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Prakasam, Andhra Pradesh, India
F85R+849, Andhra Pradesh 523228, India
Lat 15.458106°
Long 79.340592°
14/03/24 11:11 AM GMT +05:30

Google

GPS Map Camera



Prakasam, Andhra Pradesh, India
F85R+849, Andhra Pradesh 523228, India
Lat 15.458226°
Long 79.340364°
14/03/24 11:39 AM GMT +05:30

Google

GPS Map Camera

(Petition filed U/Sec. 151 of C.P.C.)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

I.A. No. of 2024

in

C.C. No. of 2024

in

W.P. No. 4826 of 2024

Between:

Sanikommu Rama Raghava Reddy,
S/o Chenna Reddy (Late), 64 years, Occ: Agriculturist,
R/o. H.No. 4-15, Chinagollapalli Village,
Hanumanthunipadu Mandal, Prakasam District.
...Petitioner

AND

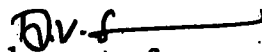
1. R.Karikal Valaven I.A.S.,
Principal Secretary
Government of Andhra Pradesh,
Revenue (Endowments) Department,
Secretariat Buildings, Amaravathi,
Guntur District
2. S.Satyanarayana I.A.S.,
Commissioner of Endowments,
Endowments Department, Gollapudi,
Vijayawada, NTR District
3. K.Janardhan Reddy
District Endowments Officer,
Endowments Department,
Ongole, Prakasam District.

...Respondents

For the reasons stated in the accompanying affidavit it is therefore prayed that this Hon'ble Court may be pleased to dispense with the filing of original stamped order copy in WP No. 4826/2024 dated 05.03.2024 and pass such other orders in the interest of justice.

Place:

Date : 19/04/24


Advocate for petitioner

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

I.A. No. of 2024

in

C.C. No. of 2024

in

W.P. No. 4826 of 2024

Between:

Sanikommu Rama Raghava Reddy,
S/o Chenna Reddy (Late), 64 years, Occ: Agriculturist,
R/o. H.No. 4-15, Chinagollapalli Village,
Hanumanthunipadu Mandal, Prakasam District.
...Petitioner

AND

1. R.Karikal Valaven I.A.S.,
Principal Secretary
Government of Andhra Pradesh,
Revenue (Endowments) Department,
Secretariat Buildings, Amaravathi,
Guntur District
2. S.Satyanarayana I.A.S.,
Commissioner of Endowments,
Endowments Department, Gollapudi,
Vijayawada, NTR District
3. K.Janardhan Reddy
District Endowments Officer,
Endowments Department,
Ongole, Prakasam District.

...Respondents

AFFIDAVIT

I, Sanikommu Rama Raghava Reddy, S/o. Chenna
Reddy (Late), 64 years, Occ: Agriculturist, R/o. H. No. 4-15,
Chinagollapalli Village; Hanumanthunipadu Mandal,

Prakasam District, having temporarily come down to Vijayawada, do hereby solemnly affirm and sincerely state on oath as follows:

1. I am the petitioner in the writ petition and in the present contempt case and as such I am well acquainted with the facts of the case.
2. It is humbly submitted that the writ petition is filed challenging the action of the 2nd respondent in issuing proceedings vide Rc. No. P/COE/1487/2023-14 dated 18.12.2023 in sanctioning an amount of Rs.1,00,00,000/- (Rupees One Crore) and in trying to dispossess the petitioner from the Management of Sri Lakshmi Chennakesava Swamy Temple, Chinnagollapalli Village as bad, illegal, arbitrary and violative of Articles 14, 21, 25 and 26 of Constitution of India.
3. I submit that, this Hon'ble Court was pleased to pass orders in WP 4826/2024 dated 05.03.2024. I could not get the stamped copy and the present CC is filed along with web order copy, as such this Hon'ble Court may

with web order copy, as such this Hon'ble Court may be pleased to permit me to file the contempt basing on the web copy by dispensing with the filing of stamped order copy. The non-filing of the stamped copy is neither willful nor wanton but due to the above mentioned reason.

It is therefore prayed, that this Hon'ble Court may be pleased to dispense with the filing of original stamped order copy in WP No. 4826/2024 dated 05.03.2024 and pass such other orders in the interest of justice.

Sworn and signed on before me
on this day of April, 2024
at Vijayawada.

DEPONENT

Advocate, Vijayawada

VERIFICATION

I, Sanikommu Rama Raghava Reddy, S/o.

Chenna Reddy (Late), 64 years, Occ: Agriculturist, R/o.

H. No. 4-15, Chinagollapalli Village,

Hanumanthunipadu Mandal, Prakasam District.,

having temporarily come down to Vijayawada, do

hereby declare that the contents in above paragraphs

are true and correct to the best of my knowledge and

belief and, hence verified on this the day of April,

2024 at Vijayawada.

Advocate

Deponent

5.

Gp

PRAKASAM DISTRICT

IN THE HIGH COURT OF
ANDHRA PRADESH AT
AMARAVATHI

Endow

I.A. No. of 2024

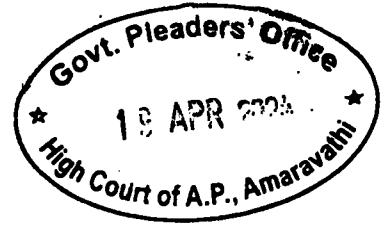
in

C.C. No. of 2024

in

W.P. No. 4826 of 2024

DISPENSE WITH PETITION



Filed On :

Presented On :

Filed By
D.V.SASIDHAR (10944)
Counsel for the Petitioner

7702237715

