

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



**TUESDAY, THE THIRTY FIRST DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

**THE HON'BLE SRI JUSTICE A. V. SESA SAI
AND
THE HON'BLE SMT. JUSTICE SUMATHI JAGADAM**

WRIT PETITION NO: 20898 OF 2023

Between:

R. Prem Raj, S/o. Rajasekhar.R, aged about 38 years D.No.53-1-51 Vijayanagar Colony Vijayawada- 520 008 Krishna District, Andhra Pradesh.

...PETITIONER

AND

1. The State of Andhra Pradesh, Represented by The Chief Secretary to Government Block no.1, A.P Secretariat Velagapudi, Tullur Mandal, Guntur District, Andhra Pradesh.
2. The Special Chief Secretary to Department of Environment, , Forests and Science and Technology, Block No.4 A.P. Secretariat, Velagapudi, Tulluru Mandal, Guntur District, Andhra Pradesh State.
3. Dr.Sameer Sharma., IAS (Retd), Chairman, Andhra Pradesh Pollution Control Board (APPCB) Paryavaran Bhavan. APIIC Colony Road Gurunanak Colony, Auto Nagar, Vijayawada Krishna District, Andhra Pradesh.

...RESPONDENTS

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ, Order or Direction more particularly one in the nature of Writ of Quo Warranto, quashing the appointment of Dr.Sameer Sharma as the Chairman of the Andhra Pradesh Pollution Control Board(APPCB) as illegal, arbitrary, unconstitutional as there is a clear breach of various Sections of THE WATER (PREVENTION AND CONTROL OF POLLUTION) ACT,1974 and THE AIR (PREVENTION AND CONTROL OF POLLUTION) ACT,1981 and the Notification Dt.11.12.2021(RULES) issued by the Government of Andhra Pradesh.

IA NO: 1 OF 2023

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to issue a Writ of Quo Warranto suspending the appointment of Respondent No.3 as the Chairman of APPCB forth with, pending disposal of the above Writ Petition in the interest of justice.

Counsel for the Petitioner : SRI DAGGUBATI VENKATESWARA RAO

Counsel for the Respondent No.1 : GP FOR GENERAL ADMINISTRATION

Counsel for the Respondent No.2 : GP FOR FOREST

Counsel for the Respondent No.3 : SRI V. SURENDRA REDDY, SC FOR APPCB

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE A.V. SESA SAI
&
THE HON'BLE SMT.JUSTICE SUMATHI JAGADAM
WRIT PETITION No.20898 of 2023

ORDER : (per A.V. Sesa Sai, J)

Having regard to the Memo, dated 31.10.2023, filed by the learned counsel for the petitioner, seeking withdrawal of the Writ Petition, permission is accorded and the Writ Petition is accordingly, dismissed as withdrawn. No order as to costs.

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

Sd/- B CHITTI JOSEPH
ASSISTANT REGISTRAR

//TRUE COPY//

[Signature]
SECTION OFFICER

To,

1. One CC to Sri Daggubati Venkateswara Rao, Advocate [OPUC]
2. Two CCs to GP for General Administration, High Court of Andhra Pradesh. [OUT]
3. Two CCs to GP for Forest, High Court of Andhra Pradesh. [OUT]
4. One CC to Sri V. Suredra Reddy, SC for APPCB (OPUC)
5. Three C.D. Copies

Cnr

[Signature]

HIGH COURT

DATED:31/10/2023

ORDER

WP.No.20898 of 2023

9 copies
TP
8/11/2023



DISMISSING THE W.P. AS WITHDRAWN
WITHOUT COSTS