

IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI

[3329]

MONDAY, THE TWENTY FOURTH DAY OF APRIL
TWO THOUSAND AND TWENTY THREE



:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA

IA No. 1 OF 2023

IN

WP NO: 10238 OF 2023

Between:

1. B. Seshaiash, s/o Venkata Subbaiah, Hindu, Aged about 59 years, Occ-Assistant Secretary, APTWREI, Society, Gurukulam, Head Office, Tadepalli, Guntur District.
2. D. Koundanya Sai, s/o Venkata Sastry, Hindu, Aged about 59 years, Occ-Principal, APTWR School (Boys), Renigunta, Tirupati District.
3. K. Rami Reddy, s/o venkata reddy, Hindu, Aged about 59 years, working as Senior Assistant in APTWER School (boys), Panyam, Nandyala District.
4. C. Venkatamma, w/o Veeranna, Hindu, Aged 59 years, working as Aaya in APTWRS (PTG) Mahanandi, Balapanur, Nandyala District.
5. I. Venkataiah, s/o Venkataiah, Hindu, aged about 59 years, working as Junior Assistant in APTWER School (Girls), Kota, Tirupati District.
6. H.S. Syamala, D/o Peterson, Christian, Aged about 59 years, working as A.N.M in APTWER School (boys), Nellore, S.P.S.R. Nellore District.

...Petitioners

(Petitioners in WP 10238 OF 2023
on the file of High Court)

AND

1. The State of Andhra Pradesh, Tribal Welfare Department, Rep. by its Principal Secretary (Cassion Department). Secretariat Buildings, Velagapudi, Guntur District.
2. The State of Andhra Pradesh, Finance and Planning Department, Rep. by its Principal Secretary, Secretariat Buildings, Velagapudi, Guntur District.
3. The A.P. Tribal Welfare Residential Education Institution Society (A.P.T.W.R.E.I. Society)., Rep. by its Secretary. Gurukulam, Moksha Sai Plaza, Tadepalli, Guntur, Guntur District.
4. The Principal., A.P.Tribal Welfare Residential School (Boys). Renigunta, Tirupati District.
5. The Principal., A.P,Tribal Welfare Residential School (Boys). Panyam, Nandyal District.
6. The Principal., A.P.Tribal Welfare Residential School, Mahanandi, Balapanur, Nandyala District.
7. The Principal., A.P.Tribal Welfare Residential School (Girls), Kota, Tirupati District.
8. The Principal., A.P.Tribal Welfare Residential School (Boys), Nellore, S.P.S.R. Nellore District.

...Respondent(s)
(Respondents in-do-)

Counsel for the Petitioners: SRI.MAHADEVA KANTHRIGALA
Counsel for the Respondent Nos.1 & 3: GP FOR SOCIAL WELFARE
Counsel for the Respondent No.2: GP FOR FINANCE & PLANNING
Counsel for the Respondent Nos.4 TO 8: SRI.NOOKA JAGANNADHAM, SC

Petition under Section 151 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 respondents to continue the petitioners in service beyond 60 years till the respondents take decision for enhancing the age of superannuation of the employees working in 3rd respondent society in terms of G.O.Ms.No.15, dated 31.01.2022 issued by the 2nd respondent, pending disposal of the Writ Petition No. 10238 of 2023, 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). The Court made the following

ORDER:

Heard both sides.

Learned counsel for the petitioner would submit that in similar circumstances, this Court granted an interim order dated 15.02.2023 in W.P.No.20831 of 2022 and requested to pass a similar order in this writ petition also.

Hence, in view of the aforesaid order, this Court is inclined to pass a similar order in this writ petition also.

Therefore, there shall be an interim direction to the respondents to reinstate and continue the services of the petitioners till they attains the age of superannuation of 62 years without any break and with all consequential attendant benefits including regular pay allowances.

//TRUE COPY//

For

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary (Cassion Department), State of Andhra Pradesh, Tribal Welfare Department, Secretariat Buildings, Velagapudi, Guntur District.
2. The Principal Secretary Finance and Planning Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Guntur District.
3. The Secretary A.P. Tribal Welfare Residential Education Institution Society (A.P.T.W.R.E.I. Society), Gurukulam, Moksha Sai Plaza, Tadepalli, Guntur, Guntur District.
4. The Principal, A.P.Tribal Welfare Residential School (Boys). Renigunta, Tirupati District.
5. The Principal, A.P,Tribal Welfare Residential School (Boys). Panyam, Nandyal District.
6. The Principal, A.P.Tribal Welfare Residential School, Mahanandi, Balapanur, Nandyala District.
7. The Principal, A.P.Tribal Welfare Residential School (Girls), Kota, Tirupati District.
8. The Principal, A.P.Tribal Welfare Residential School (Boys), Nellore, S.P.S.R. Nellore District.(1 TO 8 By RPAD)
9. One CC to SRI. MAHADEVA KANTHRIGALA Advocate [OPUC]
10. Two CCs to GP FOR SOCIAL WELFARE, High Court Of Andhra Pradesh. [OUT]
11. Two CCs to GP FOR FINANCE & PLANNING, High Court Of Andhra Pradesh. [OUT]
12. One CC to Sri.Nooka Jagannadham, Standing Counsel (OPUC)
13. One spare copy

SRL

HIGH COURT

NVJ

DATED:24/04/2023

NOTE: LIST THE MATTER AFTER FOUR (04) WEEKS

ORDER

I.A.No.1 OF 2023

IN

WP.No.10238 of 2023

INTERIM DIRECTION

