



(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
THURSDAY, THE FOURTH DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA
WRIT PETITION NO: 11804 OF 2023

Between:

K. J. Vinaya Kumar, S/o.K.Mariyadas, aged about 60 years R/o.D.No 34-2-58, Gnanapuram, Gadda Veedhi, Visakhapatnam. Visakhapatnam District.

... Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, School Education Department, Secretariat Buildings, A.P. Secretariat, Velagapudi, Guntur District
2. The M/s. Rastriya Ispath Nigam Limited, Rep. By Chairman-Cum-Managing Director, Visakhapatnam Steel Plant, Visakhapatnam, Visakhapatnam District.
3. The DIOCESS of Vizagapatnam Society, Rep. by its Chairman, Maharanipeta, Visakhapatnam, Visakhapatnam District.
4. Visakha Vimala Vidyalayam, Rep. by its Correspondent, Pedagantyada and Ukkunagaram, Visakhapatnam, Visakhapatnam District.

... Respondents

WHEREAS the Petitioner above named through his Advocate Sri. G. Raju, presented this 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 to issue order, direction more particularly in the nature of **Writ of Mandamus** declaring the action of the respondents particularly respondents No.2 to 4 in not allowing the petitioner 111 to perform duties by enhancing the age of superannuation from 60 years to 62 years in pursuance of the G.O.Ms.No.15 dated 30-01-2022 and not considering the representation dated 16-02-2023 is illegal, irregular, contrary to the judgment of the Division Bench of this Hon'ble Court in W.A.NO.267 of 2019 which was confirmed by the Hon'ble Apex Court apart from being violation of Article 14 & 21 of the Constitution of India and consequential direct the respondents to consider the representation dated 16-02-2023 for enhancing the age of superannuation from 60 years to 62 years in the interest of justice ;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri. G. Raju, Advocate for the Petitioner, learned GP for Services-III for respondent No.1 and Sri. V. Subramanyam, Standing Counsel for respondent No.2, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, The State of Andhra Pradesh, School Education Department, Secretariat Buildings, A.P. Secretariat, Velagapudi, Guntur District
2. The Chairman-Cum-Managing Director, The M/s. Rastriya Ispath Nigam Limited, Visakhapatnam Steel Plant, Visakhapatnam, Visakhapatnam District.
3. The Chairman, The DIOCESS of Vizagapatnam Society, Maharanipeta, Visakhapatnam, Visakhapatnam District.
4. The Correspondent, Visakha Vimala Vidyalayam, Pedagantyada and Ukkunagaram, Visakhapatnam, Visakhapatnam District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted, on or before 08.05.2023, on which date the case stands posted for hearing.

The Court made the following ORDER

"Notice before admission.

Learned Government Pleader for School Education takes notice on behalf of the 1st respondent.

Sri v. Subramanyam, learned standing counsel takes notice on behalf of the 2nd respondent.

Learned counsel for the petitioner is permitted to take out personal notice to respondent Nos.3 & 4 through RPAD and file proof of service in the Registry.

List the matter on 08.05.2023 in motion list.

Office to print the names of learned Government Pleader for School Education and Sri V. Subramanyam, learned standing counsel, appearing for the respondents."

//TRUE COPY//

Sd/- U. SRI DEVI
ASSISTANT REGISTRAR

For SECTION OFFICER

To,

1. The Principal Secretary, The State of Andhra Pradesh, School Education Department, Secretariat Buildings, A.P. Secretariat, Velagapudi, Guntur District
2. The Chairman-Cum-Managing Director, The M/s. Rastriya Ispath Nigam Limited, Visakhapatnam Steel Plant, Visakhapatnam, Visakhapatnam District.
3. The Chairman, The DIOCESS of Vizagapatnam Society, Maharanipeta, Visakhapatnam, Visakhapatnam District.

4. The Correspondent, Visakha Vimala Vidyalayam, Pedagantyada and Ukkunagaram, Visakhapatnam, Visakhapatnam District. (Addressees Nos. 1 to 4 by RPAD- along with a copy of petition and affidavit)
5. One CC to SRI. G RAJU Advocate [OPUC]
6. Two CCs to GP FOR SERVICES III ,High Court Of Andhra Pradesh. [OUT]
7. One CC to Sri. V. Subramanyam, Standing Counsel [OPUC]
8. One spare copy

KJ

HIGH COURT

NV,J

DATED:04/05/2023

NOTE: POST ON 08.05.2023

NOTICE BEFORE ADMISSION

WP.No.11804 of 2023

