

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



:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA
WRIT PETITION NO: 12120 OF 2023

Between:

Uppari Sunkanna, S/o Late U. Sunkanna Aged about 60 years, Occ: Work Charged Watchman Andhra Pradesh Housing Board, Kurnool Division, R/o H.No.86-204-47, Shyamala Nagar, B-camp post, Kurnool town, Kurnool District, A.P., Pin Code 518002

Petitioner

AND

1. Andhra Pradesh Housing Board, D.no.5-21, Prasadampadu, Vijayawada, Rep by its Vice-Chairman and Housing Commissioner.
2. The Vice- Chairman and Housing Commissioner, Andhra Pradesh Housing Board, Door No.5-21, Prasadampadu, Vijayawada.
3. State of Andhra Pradesh, rep by its, Special Chief Secretary to Government, Department of Finance (HR.IV-FR & LR), Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravati.
4. State of Andhra Pradesh, rep by its, Special Chief Secretary to Government, Municipal Administration and Urban Development, (Urban Housing) Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravati.

Respondents

WHEREAS the Petitioner above named through his Advocate Sri. Sivaprasad Reddy Venati, 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 a writ or writs or order or orders one more particularly in the nature of Writ of Mandamus to declare Respondents Memo. No. AP Ordinance 01/B6/APHB/2022 dated 27/09/2022 and consequential Retirement Notice Memo No. WC Estt/Retirement/EE(H)/KNL/2023/247, dated 04/5/2023 and 3rd Respondents Cir. Memo. No.1813129/FIN01-HR/212/2022-HR-IV dated 23/09/2022 to the extent of paragraph no.6 as illegal, arbitrary, contrary to the Section 16 of A.P Housing Board Act, 1956 and unconstitutional and consequently set aside i) 2nd Respondents Memo. No. AP Ordinance 01/B6/APHB/2022 dated 27/09/2022 ii) consequential Retirement Notice Memo No.WC Estt/Retirement/EE(H)/KNL/2023/247, dated 04/5/2023, and iii) 3rd Respondents Cir. Memo. No.1813129/FIN01-HR/212/2022-HR-IV dated 23/09/2022 to the extent of paragraph no.6 ;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri. Sivaprasad Reddy Venati, Advocate for the Petitioner, Sri. Y.V. Srinivasan, Standing Counsel for respondent Nos.1 &2, learned GP for Finance for respondent No.3 and learned GP for Municipal Administration for respondent No.4, 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 Vice-Chairman and Housing Commissioner Andhra Pradesh Housing Board, D.no.5-21, Prasadampadu, Vijayawada.
2. The Vice- Chairman and Housing Commissioner, Andhra Pradesh Housing Board, Door No.5-21, Prasadampadu, Vijayawada.
3. The Special Chief Secretary to Government, State of Andhra Pradesh, Department of Finance (HR.IV-FR & LR), Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravati.
4. The Special Chief Secretary to Government, State of Andhra Pradesh, Municipal Administration and Urban Development, (Urban Housing) Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravati.

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 11.05.2023, on which date the case stands posted for hearing.

The Court made the following ORDER

“Notice before admission.

At request of learned Government Pleader for Services-I, list the matter on 11.05.2023, in motion list, for getting instructions.”

Sd/- S. SRINIVASA PRASAD
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. The Vice-Chairman and Housing Commissioner Andhra Pradesh Housing Board, D.no.5-21, Prasadampadu, Vijayawada.
2. The Vice- Chairman and Housing Commissioner, Andhra Pradesh Housing Board, Door No.5-21, Prasadampadu, Vijayawada.
3. The Special Chief Secretary to Government, State of Andhra Pradesh, Department of Finance (HR.IV-FR & LR), Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravati.
4. The Special Chief Secretary to Government, State of Andhra Pradesh, Municipal Administration and Urban Development, (Urban Housing) Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravati.
(Addressees Nos.1 to 4 by RPAD- along with a copy of petition and affidavit)
5. One CC to SRI. SIVAPRASAD REDDY VENATI Advocate [OPUC]
6. Two CCs to GP FOR FINANCE, High Court of AP [OUT]

7. Two CCs to GP FOR MUNICIPAL ADMINISTRATION, High Court of AP
[OUT]
8. One CC to Sri. Y.V. Srinivasan, Standing Counsel [OPUC]
9. One spare copy

KJ

HIGH COURT

NV,J

DATED:08/05/2023

NOTE: List the mater on 11.05.2023

NOTICE BEFORE ADMISSION

WP.No.12120 of 2023

