

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)



WEDNESDAY, THE TWENTY SIXTH DAY OF JULY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 15278 OF 2023

Between:

Mahammad Abdul Mateen, S/o Abdul Rahim, Aged 57 years, Occ. Presently working as Executive Engineer (OD) RWS&S Division, Madanapalle, R/o. H.No.3/146/9/3/5, 2nd Floor, 11th Cross, Prasanth Nagar, AV Naidu Colony, Madanapalle - 517325.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep.by Special Chief Secretary to Government Department of Panchayat Raj and Rural Development, Velagapudi, Amaravati.
 2. The Engineer-in-Chief, Department of Rural Water Supply and Sanitation, Gollapudi, Vijayawada.
 3. K. Yedukomdalu, S/o K. Galaiah, Aged about 55 yrs, Occ Deputy Executive Engineer, RWS and S Sub Division, Zone-IV, Kodumur, Kurnool Dist.-518 464
 4. K. Muralidhara Rao, S/o K. Nana Rao, Aged About 58 years Occ Dy. Executive Engineer, RWS and S Division, Zone-IV, Adoni, Kurnool Dist, A.P. - 518 301
 5. A. Padmaja, W/O. A.V. Anjaneyulu, Aged About 55 years, Occ Deputy Executive Engineer, O/o RWS and S Circle, Zone-IV, Kodumur, Kurnool Dist. - 518 464.
 6. G. Reddaiah, S/O G. Lakshmaiah Aged About 57 Years, Occ Dy. Executive Engineer, A.P.M.I.D.C. Circle, Zone IV, S.V. Medical College Campus, Tirupati, A.P. - 517 507.
 7. K. Kalyan Chakravarthy, S/o. K.V. Chama Reddy, Aged About 56 years, Occ Dy. Executive Engineer, Zone IV, O/o Director General Vigilance and Enforcement (G.A.V and E Dept.), 2nd Floor, NTR Administrative Block, Pandit Nehru Bus Station (PNBS), Vijayawada, Krishna District, A.P.
- (Respondent Nos. 3 to 7 impleaded as per Court Order dated 26- 07- 2023 vide I.A.No. 3 of 2023 in WP No. 15278 of 2023.)

...Respondents

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 direction more particularly one in the nature of WRIT OF MANDAMUS declaring the confirmed integrated seniority list of Deputy Executive Engineers from 01.04.2008 vide proceedings in Memo No. G/RWS&S/DEE/Seniority List/9655/2023, dated 19.06.2023 utterly disregarding and disturbing the long standing seniority by adopting an irrational method of cycling process and placing, juniors over seniors in the integrated seniority list as illegal, arbitrary, high and violative of Principles of Natural Justice, violation of Fundamental Rights guaranteed to the Petitioner under Article 14,16 and 21 of Constitution of India, contrary to

Andhra Pradesh State and Sub-ordinate Service Rules, 1966 and to set aside the Memo No. G/RWS&S/DEE/Seniority List/9655/2023, dt.19.06.2023 with a consequential direction to the Respondents to revise the integrated seniority list adhering to Rule 33(a), 34 and 36(ii) and (iii) of Andhra Pradesh State and Sub-ordinate Rules, 1996 and adopting the cycling process and method of integration followed by R&B Department to determine the seniority of Deputy Executive Engineers to the post of Executive Engineers

IA NO: 1 OF 2023

Petition under Section 151 of 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 suspend the operation of proceedings in Memo No. G/RWS&S/DEE/Seniority List/9655/2023, dt.19.06.2023 with a direction to the Respondents to not effect promotions to the post of Executive Engineer, RWS&S Department, pending the appeal preferred by the Petitioner dated 20.06.2023 to the 1st Respondent, Pending disposal of WP 15278 of 2023, on the file of the High Court.

The Petition Coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the earlier order of the High Court dated 28.06.2023 made herein and upon hearing the arguments of SRI ARUN SHOWRI G Advocate for the Petitioner, GP FOR SERVICES, for the Respondents, The Court made the following

ORDER:

"At the request of the learned counsel for the petitioner, post on 02.08.2023 for filing reply. ✓

In view of the urgency expressed by the learned counsel for the respondents, no further adjournment would be granted on the next date of hearing.

Interim order granted earlier on 28.06.2023 is extended for a further period of two weeks."

//TRUE COPY//

For /

Sd/- P. VINOD KUMAR
ASSISTANT REGISTRAR

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SECTION OFFICER

To,

1. One CC to SRI. ARUN SHOWRI G, Advocate [OPUC]
2. Two CCs to GP FOR SERVICES, High Court of Andhra Pradesh. [OUT]
3. One spare copy

MSB

HIGH COURT

VS,J

DATED:26.07.2023

NOTE: POST ON 02.08.2023 FOR FILING REPLY

ORDER

WP.No.15278 of 2023

INTERIM DIRECTION EXTENDED

