

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(SPECIAL ORIGINAL JURISDICTION)
TUESDAY, THE FOURTH DAY OF JULY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH-
WRIT PETITION NO: 15783 OF 2023



Between:

K Krishnappa, S/o. K. Gangulappa, Aged about 62 years, Occ. time scale worker in, Govt. B.C. Boys Hostel, Tanakal (M), Anantapur District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its principal Secretary, B.C. Welfare Department, Government of Andhra Pradesh. Secretariat Buildings, Velagapudi, Amaravathi Capital City, Guntur, Guntur District, A.P.
2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Finance and Planning Department, Government of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi Capital City, Guntur, Guntur District, A.P.
3. The Commissioner, B.C. Welfare, Tadigadapa, Vijayawada, Krishna District.
4. The Deputy Director B.C. Welfare, Anantapur.
5. The District B.C. Welfare, Empowerment Officer, B.C. Welfare, Anantapur.
6. The District Collector, Anantapur

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 writ order or direction more particularly one in the nature of Writ of Mandamus declaring action of the respondents in not regularizing the services of the Petitioner on completion of 10 years service as arbitrary and violative of Art. 14, 16 and 21 of Constitution of India and consequently direct the respondents to regularize petitioner services in suitable posts on completion of 10 years of services with arrears of pay taking into consideration Revision of Pay Scale attached to the post with interest @ 12 % per annum, grant costs of proceedings.

IA NO: 1 OF 2023

Petition under Section 151 CPC 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 petitioner who is scheduled to retire from services with effect from 30-06-2023 till completion of 62 years of age, Pending disposal of WP 15783 of 2023, on the file of the High Court.

IA NO: 2 OF 2023

Petition under Section 151 CPC 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 pay D.A and H.R.A to the petitioner with a effect from the date of payment of basic of Class-IV employee as per G.O.Ms.No.142 dated 27-08-2018 with interest @12% per annum, Pending disposal of WP 15783 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 upon hearing the arguments of Sri M Pitchaiah Advocate for the Petitioner, GP for Social Welfare for the Respondent Nos. 1, 3 to 6, GP for Finance & Planning for the Respondent No.2, the Court made the following

ORDER

"Heard both sides.

Learned counsel for the petitioner submits that in similar circumstances, this Hon'ble Court in Writ Petition No.33818 of 2022, has granted interim orders directing the respondents to continue the services of the petitioners in view of G.O.Ms.No.15, dated 31.01.2022.

In view of the aforesaid orders, this Court is inclined to pass similar order in this Writ Petition also.

There shall be an interim direction to the respondents to continue the petitioner in service, who is scheduled to retire from service with effect from 30.06.2023, till completion of 62 years.

Post after four(4) weeks."

Sd/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

//TRUE COPY//

For /

SECTION OFFICER

To,

1. The principal Secretary, B.C. Welfare Department, state of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi Capital City, Guntur, Guntur District, A.P.
 2. The Principal Secretary, Finance and Planning Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravathi Capital City, Guntur, Guntur District, A.P.
 3. The Commissioner, B.C. Welfare, Tadigadapa, Vijayawada, Krishna District.
 4. The Deputy Director B.C. Welfare, Anantapur.
 5. The District B.C. Welfare, Empowerment Officer, B.C. Welfare, Anantapur.
 6. The District Collector, Anantapur(1 to 6 by RPAD)
 7. One CC to Sri M Pitchaiah Advocate [OPUC]
 8. Two CCs to GP for Social Welfare, High Court Of Andhra Pradesh. [OUT]
 9. Two CCs to GP for Finance & Planning, High Court Of Andhra Pradesh. [OUT]
 10. One spare copy
- RVK

HIGH COURT

DRJ

DATED:04/07/2023

POST AFTER FOUR(4) WEEKS

ORDER

WP.No.15783 of 2023

DIRECTION

