

**HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

**MAIN CASE No.W.P.No.18916 of 2023**

**PROCEEDING SHEET**

| <b>Sl. No.</b> | <b>DATE</b> | <b>ORDER</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <b>OFFICE NOTE</b> |
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|                | 08-08-2023  | <p><b><u>VS.J</u></b></p> <p><b><u>I.A.No.1 of 2023</u></b></p> <p>Dispensed with for the present.</p> <p><b><u>V. SUJATHA, J</u></b></p> <p><b><u>W.P.No.18916 of 2023</u></b></p> <p>On perusal of the impugned proceedings, dated 11.07.2023, it appears that the 2<sup>nd</sup> respondent issued the same duly referring to the orders passed by this court in W.P.No.22120 of 2021, which was filed by the respondent No.3 in not implementing the G.O.Ms.No.38, School Education (Prog.III) Department dated 04.06.2019, wherein this Court directed to keep one post of Assistant Project Officer vacant, till 20.10.2021 and no steps shall be taken to fill up the post.</p> <p>In pursuance to the said orders, the 3<sup>rd</sup> respondent herein was promoted as Assistant Project officer and posted to Chittoor District and thereafter considering his representation dated 15.12.2022 requesting to fix his seniority at 1<sup>st</sup> place before who got promotion as APO</p> |                    |

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|  | <p>in the month of September, October 2021 as per the G.O.Ms.No.38, dated 14.06.2019, the petitioners' seniority list was fixed vide seniority list dated 08.01.2021.</p> <p>Initially this court passed interim order in W.P.No.22120 of 2021, which reads as follows:-</p> <p><i>"...respondents are directed to keep one post of Assistant Project Officer vacant till 20.10.2021 and no steps shall be taken to fill up the post."</i> However, thereafter on 17.06.2022 the said Writ Petition was dismissed as infructuous.</p> <p>In view of the same, duly referring the order passed by this Court, promoting the 3<sup>rd</sup> respondent herein as Assistant Project Officer, who is the junior most to the petitioners herein is admittedly illegal and in violation of the orders passed by this Court.</p> <p>In view of the same and taking into consideration of the proceedings, wherein the 3<sup>rd</sup> respondent was promoted as Assistant Project Officer, duly taking into consideration a fresh seniority list is Zone wise Tentative and inter-se-seniority list prepared on 11.07.2023 placing the 3<sup>rd</sup> respondent at Serial No.11 and the petitioners at Sl.No.13 and 14, inspite of the fact that 3<sup>rd</sup> respondent was initially appointed on 02.05.2017 and the petitioners 1,</p> | (Contd...) |
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|  |  | <p>2 were appointed on 18.11.2015 as well as on 19.05.2016 respectively.</p> <p>In view of the same, there shall be interim Stay of all further proceedings, pursuant to the proceedings of the 2<sup>nd</sup> respondent issued in Rc.No.1693/E1/DAE/2011 dated 11.07.2023 for a period of three (03) weeks.</p> <p>Post after two (02) weeks for filing counter.</p> <p>In the meanwhile, learned counsel for the petitioners is permitted to take out personal notice on the respondent No.3, through RPAD and file proof of service.</p> <p style="text-align: right;"><b>V. SUJATHA, J</b><br/>Pnr</p> |  |
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