

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

TUESDAY, THE EIGHTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SMT JUSTICE V.SUJATHA
WRIT PETITION NO: 19557 OF 2023



Between:

M Lokendra Prasad, S/o. Late Gouri Prasad, Aged about 28 years Occ. Junior Assistant in Divisional Cooperative Office, Vizianagaram, R/o. H.No. 40 Aditya Nagar, Vizianagaram Cantonment, Vizianagaram - 535003.

Petitioner

AND

1. The Government of Andhra Pradesh, Rep. by its Principal Secretary, Agriculture and Cooperation Department, A.P. Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Vizianagaram.
3. The District Cooperative Officer, Vizianagaram, Vizianagaram District.
4. The Divisional Cooperative Officer, Vizianagaram, Vizianagaram District.

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 order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 3rd respondent issued impugned proceeding vide Rc.No.177/201-A (Coop) dated 28.07.2023 by rejecting the petitioners representation and refused to extending time for submission of Degree Certificate, the though the University authority specifically mentioned in his letter dated 12.06.2023 stating that for evaluation of the petitioners results it will take couple of months even though the 3rd respondent herein consequently proposing the reverting the petitioner from Junior Assistant to Lower cadre the vide R.C.No.177/2017-A (Co.op) dated 28.07.2023 and reverting the petitioner to lower cadre as a fresh candidate. Hence the impugned proceedings are liable to be set aside in terms of the G.O.Ms. No.969 dated 27.10.1995 and G.O.Ms. No.28T dated 04.08.2000 and consequently to grant extension of time for acquiring the qualification.

Date of proceedings amended as 28-07-2023 in place of dt 19-07-2023 as per court order dt.08-08-2023 vide IA No. 2 of 2023 in W.P.No.19557 of 2023

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 3rd respondent not to revert the petitioner from Junior Assistant to Lower Grade, and till disposal of WP 19557 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 M/S A PADMA

Advocate for the Petitioner, GP FOR SERVICES II for the Respondents and the Court made the following

ORDER

"At request of the learned Government Pleader for Services-II, for filing counter, post the matter after two (2) weeks.

Till such time, the respondents are directed not to take any coercive steps in pursuance of the impugned proceedings Rc.No.177/2017-A(Co.op), dated 28.07.2023

Post the matter after two (2) weeks."

Sd/- V. SAVITRI GOWRI
ASSISTANT REGISTRAR

//TRUE COPY//

For

SECTION OFFICER

To,

1. The Principal Secretary, Agriculture and Cooperation Department, Government of Andhra Pradesh, A.P. Secretariat Buildings, Velagapudi, Amaravathi, Guntur District.
2. The District Collector, Vizianagaram.
3. The District Cooperative Officer, Vizianagaram, Vizianagaram District.
4. The Divisional Cooperative Officer, Vizianagaram, Vizianagaram District. (1 TO 4 by RPAD)
5. One CC to M/S A PADMA Advocate [OPUC]
6. Two CCs to GP FOR SERVICES II, High Court Of Andhra Pradesh. [OUT]
7. One spare copy

RVK

HIGH COURT

VSJ

DATED:08/08/2023

POST THE MATTER AFTER TWO (2) WEEKS

ORDER

WP.No.19557 of 2023

DIRECTION

