

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

**MONDAY, THE THIRTIETH DAY OF JANUARY,
TWO THOUSAND AND TWENTY THREE**

:PRESENT:

**THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA
WRIT PETITION NO: 2167 OF 2023**



Between:

Adapa Venkata Ramana, S/o. Gowri Sankara Rao, Aged about 59 years, Occ. Jr. Assistant R/o. Door No. 2-117, Mantada Town and Mandal, Krishna District.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Endowments, Secretariat, Velagapudi, Amaravathi, Guntur district.
2. The Commissioner, Endowments Department, Gollapudi, Vijayawada, Krishna District.
3. The Choragudi Group Temples, Rep. by its Manager, Pamidimukkala Mandal, Krishna 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 Writ or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the 3rd respondent in seeking to retire the petitioner from service w.e.f. 31.01.2023 on attaining the age of 60 years vide 01.01.2023 as illegal, arbitrary, and contrary to G.O.Ms.No. 15 Finance (HR-IV FR and LR) Department dated 31.01.2022 and also violation of Article 14, 16 and 21 of the Constitution of India and consequently declare the petitioner is entitled to be continued in service upto the age of 62 years with all consequential benefits by allowing the writ petition.

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 in service upto to the age of 62 years by suspending the letter No. /2023, dated 01.01.2023 in any manner whatsoever, pending disposal of WP.No.2167 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 B S N Naidu, Advocate for the Petitioner and GP for Services II for Respondent Nos. 1 & 2 and M/s P Radhika, Standing Counsel for Respondent No.3, the Court made the following.

ORDER

"Heard learned counsel for the petitioner, learned Government Pleader for Services-II appearing for respondent Nos. 1 and 2, and learned standing counsel for the 3rd respondent.

In similar circumstances, this Court passed an interim order in W.P.No.42335 of 2022 dated 02.01.2023 whereby the respondents are directed to continue the services of the petitioner therein in till the age of the superannuation of the petitioner upto 62 years.

Hence, in view of the aforesaid order dated 02.01.2023 passed by this Court in W.P.No.42335 of 2022, this Court is inclined to pass the similar order in this case also.

Accordingly, there shall be an interim direction to the respondents to continue the services of the petitioner till the age of superannuation of the petitioner upto 62 years.

List the matter on 20.02.2023 for filing counters by the respondents."

Sd/- K.TATA RAO
DEPUTY REGISTRAR

RB

//TRUE COPY//

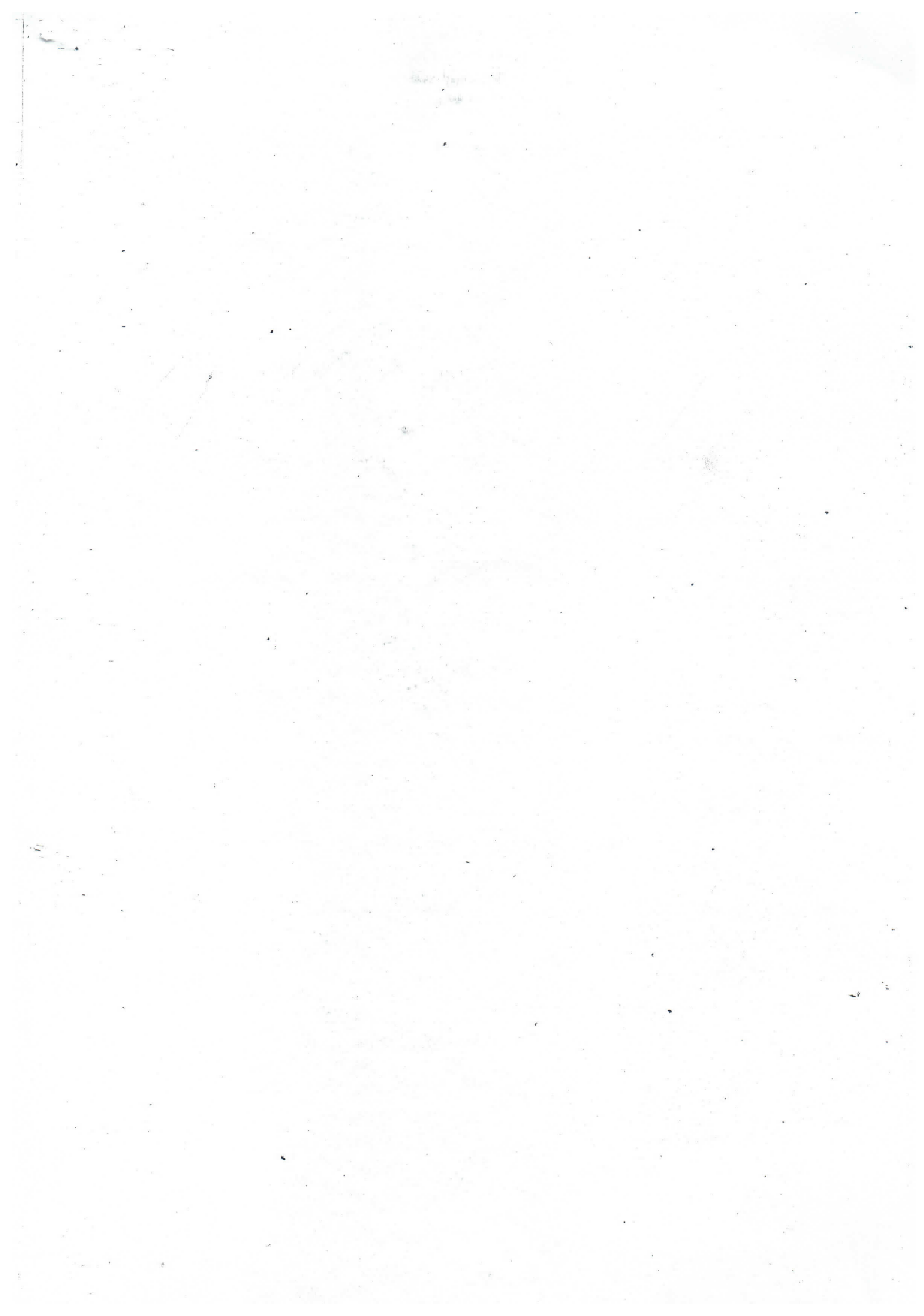
For

SECTION OFFICER

To,

1. The Principal Secretary, Department of Endowments, Secretariat, Velagapudi, Amaravathi, Guntur district, State of Andhra Pradesh.
2. The Commissioner, Endowments Department, Gollapudi, Vijayawada, Krishna District.
3. The Manager, Choragudi Group Temples, Pamidimukkala Mandal, Krishna District. (No's 1 to 3 by RPAD)
4. One CC to Sri. B S N Naidu, Advocate [OPUC]
5. Two CCs to GP for Services II, High Court Of Andhra Pradesh. [OUT]
6. One CC to M/s. P Radhika, Standing Counsel [OPUC]
7. One spare copy

CVSS



HIGH COURT

NV,J

DATED:30/01/2023

NOTE: LIST THE MATTER ON 20.02.2023 FOR FILING COUNTERS

ORDER

WP.No.2167 of 2023

INTERIM DIRECTION

