



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3460]

FRIDAY, THE FOURTEENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 389/2024

Between:

1. DR. A. PADMAJA, W/O DR. K. MUNUSWAMY, AGED ABOUT 62 YEARS, OCC PROFESSOR (RETIRED) COLLEGE OF NURSING, SRI VENKATESWARA INSTITUTE OF MEDICAL SCIENCES (SVIMS), TIRUPATI R/O BIRRD S DOCTORS QUARTERS NO.2, SVIMS CAMPUS, TIRUPATI-517501, ANDHRA PRADESH

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPLE SECRETARY TO GOVT OF AP, HIGHER EDUCATION DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT.

2. SRI VENKATESWARA INSTITUTE OF MEDICAL SCIENCES SVIMS, THE UNIVERSITY ESTABLISHED BY ACT 12/1995, REP. BY ITS REGISTRAR, TIRUPATI.

3. THE DIRECTOR CUM VC, SRI VENKATESWARA INSTITUTE OF MEDICAL SCIENCES, TIRUPATI.

...RESPONDENT(S):

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 in the nature of writ of mandamus declaring the Memo E-Office Computer No. 348537, File

NO.SVIMS-ETC20NGL/1/2021-PA 76 PMO, dt.14-11-2023 issued by Respondents 2 and 3 rejecting the request of petitioners to continue up to 65 years by enhancing the age of superannuation of the petitioner in terms of GOMs No.39 dt.29-07-2023 is arbitrary, illegal and in violation of Article 14, and 16 of the Constitution of India, and to quash or set aside the same, and to issue a consequential direction to the respondents to continue the petitioner up to 65 years as Professor in the 2nd Respondent University with all consequential benefits such as pay and other service benefits etc., and to pass

IA NO: 1 OF 2024

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 Respondent 2 and 3 to consider the case of the petitioner for continuation in service as a Professor up to the age of 65 years by suspending the Memo E-Office Computer No. 348537, File No.SVIMS- ETC20NGL/1/2021-PA 76 PMO, dt.14-11-2023 and to pass

IA NO: 2 OF 2024

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 grant leave to the 2nd and 3rd Respondent to file Counter petition in W.P. No. 389 of 2024 before this Hon'ble Court and pass

Counsel for the Petitioner:

1.A RAJENDRA BABU

Counsel for the Respondent(S):

1.MARELLA RADHA (SC FOR SVIMS)

2.NVS PRASADA VARMA

3.GP FOR HIGHER EDUCATION (AP)

The Court made the following:

HON'BLE SRI JUSTICE NYAPATHY VIJAY**W.P.No.389 of 2024****ORDER :**

This writ petition is filed declaring the action of the Respondents in rejecting the request of the Petitioner to continue upto 65 years by enhancing the age of superannuation in terms of G.O.Ms.No.39 dated 29.07.2023 as illegal and arbitrary.

2. Learned counsel for the Petitioner as well as learned standing counsel for the Respondents would submit that the issue involved in this Writ Petition is squarely covered by the order dated 05.11.2025 passed by this Court in W.P.No.29142 of 2023 and batch and requested to pass a similar order in this Writ Petition also.

3. In view of the same, this Writ Petition is also disposed of in terms of the order, dated 05.11.2025 passed by this Court in W.P.No.29142 of 2023 and batch. There shall be no order as to costs.

4. Registry is directed to attach the copy of the order, dated 05.11.2025 passed by this Court in W.P.No.29142 of 2023 and batch to this order.

As a sequel, the miscellaneous petitions if any shall stand dismissed.

NYAPATHY VIJAY, J

Date: 14.11.2025

KLP