

[3460]

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

WEDNESDAY, THE SEVENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 490 OF 2026



Between:

K V N V Prasad, S/o K.Seshagiri Rao (Late), Aged 45 years. Junior Assistant, O/o the Deputy Transport Commissioner, Kakinada, R/o D.No.2-13, Srinivasa Nagar, Opp. Sunfit Q Gim, Indrapalem, Kakinada Rural Mandal, Kakinada District

... Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Transport, Roads and Buildings Department, Secretariat Buildings, Velagapudi, Amaravati. - 522 237
2. The Transport Commissioner, Government of Andhra Pradesh, Vijayawada, Krishna District. - 520001
3. The Deputy Transport Commissioner, Kakinada, Kakinada District. - 533001

... Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in not considering the case of the petitioner for promotion to the post of Assistant Motor Vehicle Inspector as Illegal, Arbitrary, and violative of Articles 14, 16 and 21 of the Constitution of India and consequently direct the respondents to consider the case of the petitioner for promotion to the post of

Assistant Motor Vehicle Inspector under the quota of 10 percent prescribed in clause iv and V of Rule 3 of the Andhra Pradesh Transport Subordinate Services.

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed 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 consider the case of the petitioner for promotion to the post of Assistant Motor Vehicle Inspector under clause iv & v of Rule 3 of the Andhra Pradesh Transport Subordinate Services, Pending disposal of WP 490 of 2026, 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 MANOJ KUMAR BETHAPUDI Advocate for the Petitioner, GP FOR ROADS & BUILDING for the Respondent Nos.1 to 3, the Court made the following.

ORDER

This writ petition is filed questioning the action of the Respondents in not considering the case of the Petitioner for promotion to the post of Assistant Motor Vehicle Inspector under the quota of 10% prescribed in clause iv & v of Rule 3 of the Andhra Pradesh Transport Subordinate Service Rules as illegal and arbitrary.

The Petitioner was initially appointed as Junior Assistant on 11.08.2010 through direct recruitment. Subsequently, Petitioner acquired diploma in Automobile Engineering through Distance Education from Janardan Rai Nagar Rajasthan Vidyapeeth (deemed University, Udaipur, Rajasthan in the year 2018), which is duly recognized by the UGC. The next available channel of promotion for the Petitioner is to the post of Assistant Motor Vehicle Inspector. The said post is governed by Andhra Pradesh Transport

Subordinate Service Rules, 2009 and one of the channels for promotion to the said post is by transfer from the category of Junior Assistant of the Transport Department.

The educational qualifications required for the post of Assistant Motor Vehicle Inspectors is ;

- (i) must hold a Degree in Mechanical Engineering or Automobile Engineering of a University in India established or incorporated by or under a Central Act, Provincial Act or State Act or an Institution recognized by the University Grants Commissioner of any equivalent qualification. Or ✓
- (ii) Must possess a Diploma in Automobile Engineering issued by the State Board of Technical Education and Training, Andhra Pradesh or any other qualification recognized as equivalent thereto. ✓

As the Petitioner is one from feeder category for appointment by transfer to the post of Assistant Engineer and as the acquired qualification from recognized University by distance education, seeks consideration of his case for promotion to the said post. ✓

Learned Assistant Government Pleader would submit that the case of the Petitioner will be examined in terms of the Rules referred above. ✓

Considering the submissions, there shall be an interim direction to the Respondents to consider the case of the Petitioner for promotion to the post of Assistant Motor Vehicles Inspector by appointment by transfer from the category of Junior Assistant in terms of the Andhra Pradesh Transport Subordinate Service Rules, subject to eligibility and seniority, pending further orders. ✓

List on 18.02.2026. ✓

//TRUE COPY//

SD/- M.PRABHAKARA RAO
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Transport, Roads and Buildings Department, State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Amaravati. - 522 237
2. The Transport Commissioner, Government of Andhra Pradesh, Vijayawada, Krishna District. - 520001
3. The Deputy Transport Commissioner, Kakinada, Kakinada District. - 533001 (1 to 3 by RPAD)
4. One CC to SRI. MANOJ KUMAR BETHAPUDI Advocate [OPUC]
5. Two CCs to GP FOR ROADS & BUILDINGS, High Court Of Andhra Pradesh. [OUT]
6. One spare copy

ksr

HIGH COURT

VN, J

DATED:07/01/2026

List on 18.02.2026.

ORDER

WP.No.490 of 2026

INTERIM DIRECTION

