

HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

MAIN CASE No: W.P.No. 3500 of 2026

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
1.	09.02.2026	<u>DR.J</u> <u>I.A.No.1 of 2026</u> The instant Writ Petition is filed questioning the action of the Respondent No.3 in issuing proceedings, vide Rc.No. 4834/B3/2025, dated 02.12.2025 as illegal and arbitrary. Mr. Gangaiah Naidu, learned Senior Counsel, representing Mr. N. Bharat Babu, learned counsel for the Petitioner, would contend that the Petitioner being a retired employee to the Respondent No.3, who has no authority to initiate proceedings against him without permission from the Respondent No.1 i.e Government, which is contrary to the Rule 9 of A.P.Revised Pension Rules, 1980. It is further contended that the issue already considered by this Court as well as Hon'ble Apex Court and categorically declared that after retirement of the employee, there is no 'Master and Servant' relationship with that of Petitioner and Respondents, if at all any disciplinary proceedings initiated after retirement the competent authority is the government alone. But in the instant case, based on a complaint made by Respondent No.5, who is nothing to do	

		with the services of the Petitioner and surprisingly several notices were issued and finally notice issued on 30.01.2026 stating that <i>"This is a final notice for enquiry and there is no further postponement. Further action will be initiated as per the records and the material submitted by the attendees on 10.02.2026 considering absentees as X-parte. Since already two notices were issued"</i>. On perusal of the notices dated 02.12.2025 to 30.01.2026 would clearly indicates that so far no disciplinary proceedings are contemplated against the Petitioner. When there are no disciplinary proceedings as per CCA Rules, the Respondents ought not to have issue such notices. Considering the submissions made, there shall be stay of all further proceedings, pursuant to the impugned proceedings dated 02.12.2025, 23.01.2026 and 30.01.2026 issued by the Respondent No.3 and proceedings dated 26.01.2026 issued by the Respondent No.4. _____ DR,J <u>W.P.No. 3500 of 2026</u> Issue notice to the Respondents No.5 and 6. Learned counsel for the Petitioner is permitted to take out personal notice on the Respondents No.5 and 6 by RPAD and file proof	
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