

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

THURSDAY, THE FIFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR



PRESENT

**THE HON'BLE SRI JUSTICE RAVI NATH TILHARI
AND
THE HON'BLE SRI JUSTICE CHALLA GUNARANJAN**

WRIT PETITION NO: 3891 OF 2006

Between:

1. The General Manager (Rep. U.O.I), South Central Railway, Rail Nilayam, Secunderabad.
2. The Chief Personnel Officer, South Central Railway, Rail Nilayam, Secunderabad.
3. The Divisional Railway Manager, South Central Railway, Guntakal Division, Guntakal.
4. The Additional Divisional Railway Manager, South Central Railway, Guntakal Division, Guntakal.
5. The Senior Divisional Personnel Officer, South Central Railway, Guntakal Division, Guntakal.
6. The Senior Divisional Engineer (Co-Ordination), South Central Railway, Guntakal Division, Guntakal.
7. The Assistant Divisional Engineer (Special Works), South Central Railway, Guntakal Division, Guntakal.

...PETITIONERS

AND

1. Yerri Swamy, S/o. Thippanna, aged about 45 years, Occ: Ex-Gangman, G.No. 10/Bellary, R/o. Sidurpadu Village, Bevanala Post, Alarvi Mandal, Kurnool District.
2. The Central Administrative Tribunal, Hyderabad Bench, HACA Bhavan, Opposite Public Garden, Hyderabad.

...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 Certiorari after calling for the records relating to and connected with order in O.A.No. 1334/2004 dt. 08-09-2005 of the Central Administrative Tribunal, Hyderabad (Respondent No.2) and quash the same by declaring it illegal, arbitrary, perverse and against to the statutory Rules and the law.

I.A. NO: 1 OF 2006(WPMP. NO: 4852 OF 2006)

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 suspend the order in O.A.No. 1334/2004 dt. 08-09-2005 of the Central Administrative Tribunal, Hyderabad (Respondent No.2) pending disposal of the above writ petition.

Counsel for the Petitioners: SRI VENNA HEMANTH KUMAR
(CENTRAL GOVERNMENT COUNSEL)

Counsel for the Respondents: SRI ADHI VENKATESWARA RAO

The Court made the following: ORDER

APHC010071352006



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

[3509]

THURSDAY ,THE FIFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

WRIT PETITION NO: 3891/2006

Between:

The General Manager (rep. U.o.i) and Others

...PETITIONER(S)

AND

Yerri Swamy and Others

...RESPONDENT(S)

Counsel for the Petitioner(S):

1.VENNA HEMANTH KUMAR(CENTRAL GOVERNMENT COUNSEL)

2.ADHI VENKATESWARA RAO

Counsel for the Respondent(S):

1.ADHI VENKATESWARA RAO

The Court made the following:

ORDER: (per Hon'ble Sri Justice Ravi Nath Tilhari)

The respondent No.1/applicant filed O.A.No.1334 of 2004 on the file of the Central Administrative Tribunal, Hyderabad Bench, Hyderabad (in short 'Tribunal'), being aggrieved from the decision of penalty of removal from service, for his unauthorized absence of duty. The O.A.No.1334 of

2004 was disposed of, *inter alia*, directing the present petitioners to consider the imposition of lesser punishment.

2. Challenging the order in O.A.No.1334 of 2004, the petitioners-South Central Railway has filed the present petition seeking to quash the aforesaid order.

3. No representation for the petitioners.

4. The Writ Petition is dismissed for default.

5. The interim suspension on the order of the Tribunal, dated 06.03.2006 shall stand vacated.

6. The petitioners shall comply with the order of the Tribunal.

7. Let the copy of this order be communicated to the petitioners-South Central Railway, Guntakal Division, Guntakal.

No order as to costs.

As a sequel thereto, miscellaneous petitions, if any pending, shall also stand closed.

Sd/- K J RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The General Manager (Rep. U.O.I), South Central Railway, Rail Nilayam, Secunderabad.
2. The Chief Personnel Officer, South Central Railway, Rail Nilayam, Secunderabad.
3. The Divisional Railway Manager, South Central Railway, Guntakal Division, Guntakal.

4. The Additional Divisional Railway Manager, South Central Railway, Guntakal Division, Guntakal.
5. The Senior Divisional Personnel Officer, South Central Railway, Guntakal Division, Guntakal.
6. The Senior Divisional Engineer (Co-Ordination), South Central Railway, Guntakal Division, Guntakal.
7. The Assistant Divisional Engineer (Special Works), South Central Railway, Guntakal Division, Guntakal.
8. One CC to Sri Venna Hemanth Kumar (Central Government Counsel) Advocate [OPUC]
9. One CC to Sri Adhi Venkateswara Rao Advocate [OPUC]
10. Yerri Swamy, S/o. Thippanna, aged about 45 years, Occ: Ex-Gangman, G.No. 10/Bellary, R/o. Sidurpadu Village, Bevanala Post, Alarvi Mandal, Kurnool District.
11. The Central Administrative Tribunal, Hyderabad Bench, HACA Bhavan, Opposite Public Garden, Hyderabad.
12. Three CD Copies

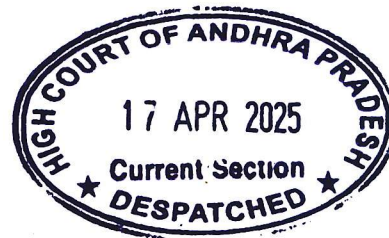
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HIGH COURT

DATED:05/12/2024

ORDER

WP.No.3891 of 2006



**DISMISSING THE W.P. AS DEFAULT, WITHOUT
COSTS**