

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

**THURSDAY, THE TWELFTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 4046 OF 2026



Between:

1. Ch. Sudhakar, S/o. Venkaiah, Aged 56 years Occ. Senior Assistant, O/o Tahsildar, Vinjamur Mandal, SPSR Nellore District.
2. Putta Rubin, S/o Subba Ramaiah, Aged 54 years, Occ. Senior Assistant, O/o SDC, Somasila Project, Atmakur, SPSR Nellore District.
3. Sd. Gulam, S/o Hussain, Aged 49 years, Occ. Senior Assistant, O/o Tahsildar, Duttalur Mandal, SPSR Nellore District.
4. Kadiveti Janardhan, S/o Mastan, Aged 58 years, Occ. Senior Assistant, O/o Tahsildar, Ozili Mandal, Tirupati District.
5. N. Srinivasulu, S/oThirupalu, Aged 57 years, Occ. Senior Assistant, O/o RDO, Atmakur, SPSR Nellore District.
6. R. Anuradha, D/o. Adiseshaiah, Aged 53 years, Occ. Senior Assistant, O/o Collectorate, Nellore, SPSR Nellore District.

.... Petitioners

AND

1. The State of Andhra Pradesh, Rep.by its Principal Secretary, Revenue Department, Secretariat, Velagapudi, Amaravati, Guntur District - 522 238.
2. The District Collector, SPSR Nellore District at Nellore - 524 003.

... 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 a writ, order or direction more particularly one in the

nature of WRIT OF MANDAMUS under Article 226 of the Constitution of India, declaring the proceedings issued by 2nd respondent vide Rc.A5/e-371281/2025, dt. 03.01.2026, reverting the petitioners from the cadre of Senior Assistant to the post of Village Revenue Officer (Grade-1) on the ground of alleged non-completion of tests/training within the stipulated period, as illegal, arbitrary, unconstitutional and contrary to G.O.Ms.No.225 dt. 18.05.1999, CCA Rules, 1991 and consequently set aside the said impugned proceedings Rc.A5/e-371281/2025, dt. 03.01.2026 issued by the 2nd respondent.

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 let the petitioners continue in the same posts by suspending the proceedings Rc.A5/e-371281/2025, dt. 03.01.2026, issued by the 2nd respondent, Pending disposal of WP 4046 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 PANCHAGNULA RISHYENDRA SAI Advocate for the Petitioner, GP FOR REVENUE for the Respondent Nos.1 & 2, the Court made the following.

ORDER

Heard the learned counsel for the petitioner.

The present writ petition is filed seeking a declaration that the proceedings issued by the 2nd respondent vide Rc.A5/e 371281/2025, dated 03.01.2026, reverting the petitioners from the cadre of Senior Assistant to the post of Village Revenue Officer (Grade-I) on the alleged ground of non-completion of tests/training within the stipulated period,

are illegal, arbitrary, unconstitutional, and contrary to G.O.Ms.No.225 dated 18.05.1999 and the CCA Rules, 1991.

The contention of the petitioners is that the impugned proceedings dated 03.01.2026 issued by the 2nd respondent are in direct contravention of the observations made by this Court in W.P.No.18986 of 2024, wherein it was held as follows:

"Given the submissions made supra since the petitioners crossed 45 years by the date of promotion, the conditions in G.O.Ms.No.154 dated 05.07.2021 regarding training and regularization of service, in the opinion of this court do not apply to the petitioners. This court should not be oblivious to the conditions in G.O.Ms.No.225 General Administration (SER.C) Department, dated 18.05.1999 and G.O.Ms.No.391 dated 19.10.2015. this court is of the view that there cannot be discrimination in the feeder category employees who crossed 45 years to the post of the Senior Assistant. As observed supra, all the petitioners, by the date of their promotion, crossed 45 years of age. The petitioners possessed degree qualifications and hence they were considered for promotion by excluding seniors, who did not have degree qualifications. The authority failed to consider all these aspects, including reasons, and passed the order impugned and hence the same is liable to be set aside".

It is further submitted that the petitioners herein are identically situated. They were promoted by the Government vide G.O.Ms.No.154 dated 05.07.2021, and subsequently, on the ground of non-fulfilment and non-obtaining of technical qualifications, the respondents reverted them to their original posts. Challenging the said action, similarly placed persons had approached this Court by filing writ petitions, and the Coordinate Bench, by setting aside the orders of reversion, held that for the purpose of parity, all such persons are entitled to exemption under G.O.Ms.No.225 dated 18.05.1999, notwithstanding the promotions being

granted under G.O.Ms.No.154 dated 05.07.2021, and that the exemption/relaxation under G.O.Ms.No.225 dated 18.05.1999 is also applicable to such petitioners.

Considering the observations made by the above referred judgment, the impugned proceedings issued by the 2nd respondent dated 03.01.2026 are hereby suspended.

For filing counter, post the matter after four (04) weeks.

SD/- N.NAGAMMA
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

To,

1. The Principal Secretary, Revenue Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District - 522 238.
2. The District Collector, SPSR Nellore District at Nellore - 524 003.(1 & 2 by RPAD)
3. One CC to SRI. PANCHAGNULA RISHYENDRA SAI Advocate [OPUC]
4. Two CCs to GP FOR REVENUE, High Court Of Andhra Pradesh. [OUT]
5. One spare copy

KSR

HIGH COURT

DR, J

DATED:12/02/2026

post the matter after four (04) weeks.

ORDER

WP.No.4046 of 2026

DIRECTION

