

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No.: W.P.No.4046 of 2026

PROCEEDING SHEET

SL. No.	DATE	ORDER	OFFICE NOTE
	12.02.2026	<u>DR, J</u> 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: <i>“Given the submissions made supra</i>	

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		<i>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”.</i> 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,	

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		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. _____ DR, J klk	

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