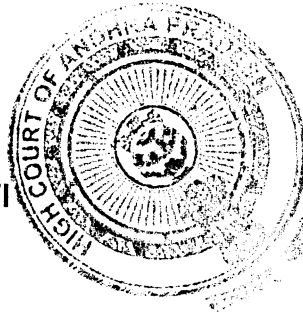


(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)
THURSDAY, THE FIRST DAY OF APRIL
TWO THOUSAND AND TWENTY ONE



:PRESENT:

HONOURABLE THE CHIEF JUSTICE SRI ARUP KUMAR GOSWAMI
AND
THE HONOURABLE SRI JUSTICE C.PRAVEEN KUMAR

WRIT PETITION NO: 5576 OF 2021

Between:

1. D. Nagaraju Naik, S/o. D. Venkat Naik B. Pandari Nath
2. N. Laxmikanth Reddy, S/o. N. Sreeramulu Reddy,
3. M. Siddartha Reddy, S/o. Jairam Reddy,
4. S.M. Jaheer Basha, S/o. S.M. Sardhar Saheb,
5. K.P. Ratna Rao, S/o. K. Narayana Swamy,
6. Y. Venkata Raju, S/o. Y. Subba Rao,
7. G. Mastan Rao, S/o. G. Chinna Ezra,
8. P. Parviteesham, S/o. P. Sembulingam,
9. N. Appala Raju,, S/o. N. Satyam,

Petitioners

AND

1. The State of Andhra Pradesh, Rep, by its Principal Secretary to Government, Hone (LEGAL...IIA1) Department, Secretariat Building, Am oravathi/Velagapudi, Guntur District.
2. The Director General of Police,, State of Andhra Pradesh, Mangalagiri, Guntur District.

Respondents

WHEREAS the Petitioner above named through their Advocate Sri P.V Krishnaiah presented this 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 a writ of Mandamus under Article 226 of the Constitution of India declaring Rule 3, Explanation-II (ii) of Special Rules for Andhra Pradesh Police (Civil Police) Subordinate Service Rules as arbitrary, illegal, discriminatory, unconstitutional violating Articles 14, 16 and 21 of the Constitution of India. and set aside the same, and also declare prescribing minimum age of 40 years to become eligible for appointment by transfer to the post of Constable (Civil) prescribed under Explanation -II (ii) of Rule 3 in Note-1 of Special Rules for Andhra Pradesh Police (Civil Police) Subordinate Service Rules depriving the rights of the Petitioners and other AR/SAR, CPL as equally arbitrary, illegal, discriminatory, malafide, unconstitutional violating Articles 14, 16 and 21 of the Constitution of India, and issue consequential direction directing the Respondents to provide 40percent vacancies for appointment by transfer from Armed Reserved/Special Armed Reserved, CPL instead of 10percent vacancies under Rule 3 in Note-1 of Special Rules for Andhra Pradesh Police (Civil Police) Subordinate Service Rules without any age limit.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri P V KRISHNAIAH Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Hone (LEGAL...IIA1) Department, State of Andhra Pradesh, Secretariat Building, Am oravathi/Velagapudi, Guntur District.
2. The Director General of Police, State of Andhra Pradesh, Mangalagiri, Guntur District.

are directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted

The Court made the following: ORDER

(Taken up through Video Conference)

Mr. P.V. Krishnaiah, learned counsel, appears for the petitioners.

Issue notice, returnable in three months.

Mr. N. Aswartha Narayana, learned GP for Services – I, accepts notice on behalf of the respondents.

No formal notice is called for as the respondents are duly represented. However, extra copies be furnished.

//TRUE COPY//

**Sd/-E.KameswaraRao
ASSISTANT REGISTRAR**

FoI SECTION OFFICER

To

1. The Principal Secretary, Hone (LEGAL...IIA1) Department, State of Andhra Pradesh, Secretariat Building, Am oravathi/Velagapudi, Guntur District.
2. The Director General of Police, State of Andhra Pradesh, Mangalagiri, Guntur District.
(by RPAD- along with a copy of petition and memorandum of grounds)
3. One CC to Sri P. V. Krishnaiah, Advocate [OPUC]
4. Two CC to GP for Services –I, High Court of A.P at Amaravati (OUT)
5. One spare copy

TVR

HIGH COURT

HCJ & CPKJ

DATED:01/04/2021

NOTICE BEFORE ADMISSION

WP.No.5576 of 2021

