

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

**THURSDAY, THE SEVENTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX**

:PRESENT:

**THE HONOURABLE SRI JUSTICE HARINATH.N
WRIT PETITION NO: 5721 OF 2025**



Between:

Ch. Vijaya Kumar, S/o sri ramaiah aged 65 years, Retired Administrative Officer, O/o,RJDIE Rajahmundry, Andhra Pradesh State, R/O 145, Raghava Nagar Colony, Meerpet, Hyderabad - 500097

Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Educational Department, Secretariat, Velagapudi, Amaravati, Guntur District-522238.
2. State of Andhra Pradesh, Rep. by its Principal Secretary to Government, Finance Department, Secretariat, Velagapudi, Amaravati, Guntur District-522238.
3. The Commissioner of Intermediate Education, 1st Floor, Eshwar Elite, Beside Sonovision, Tadepally, Guntur District, A.P.-522501.
4. The Pay and Accounts Officer, Pay and Accounts Office, Nidhi Bhavan, 2nd Floor, Mangalagiri Guntur District - 52202.
5. The District Treasury Officer, Rajahmundry, East Godavari District, Andhra Pradesh-533101.

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 declare the action of the respondents in not continuing additional increments till the issuance of G.O.Ms.No.77 dated 26.02.2009 and not protecting the pay as on the date of G.O. i.e., 26.02.2009 and re-fixing the pay through proceedings dated 27.09.2014 and paying the petitioner lesser pay

than what he is entitled in law in the teeth of Memo dated 14.05.2013 read with the Judgement of the erstwhile Tribunal in O.A.No.250 of 2010 dated 09.09.2010 as bad, illegal, arbitrary and unconstitutional and consequently direct the respondents to re-fix the pay and emoluments of the petitioner in compliance with Memo dated 14.05.2013 read with Judgement of the Erstwhile Hon'ble Tribunal in O.A.No.250 of 2010 dated 09.09.2010 and accordingly pay the arrears of salary on such re-fixation and further direct the respondents to re-fix the pension based on such altered pay fixation and pay the arrears of pension with interest and with all consequential / monetary benefits by issuance of Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus;

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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 direct the respondents to re-fix the salary of the petitioner and consequential pension by following Memo dated 14.05.2013 in its true spirit, Pending disposal of WP 5721 of 2025, 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 J SUDHEER Advocate for the Petitioner, GP FOR Education Department for R1, GP for Finance Department for R2, Sri J.Sudhir, Standing counsel for R3 Advocate for the Respondent(s) and the Court made the following.

ORDER

The learned Assistant Government Pleader appearing for the respondents requests time to file counter affidavit.

The learned counsel appearing for the petitioner submits that the petitioner has submitted a representation, dated 17.12.2024 seeking indulgence of the respondents in re-fixing the pay of the petitioner, including three additional increments to which the petitioner is entitled to from time to time, and also to revise the pensionary benefits at the earliest.

It is submitted that no orders have been passed by the respondents pursuant to the said representation.

Post the matter on 09.07.2026.

In the meanwhile, the respondents shall pass appropriate orders on the representation of the petitioner dated 17.12.2024.

//TRUE COPY//

SD/- T.SRINIVASA RAO
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary to Government, State of Andhra Pradesh, Educational Department, Secretariat, Velagapudi, Amaravati, Guntur District-522238.
2. The Principal Secretary to Government, State of Andhra Pradesh, Finance Department, Secretariat, Velagapudi, Amaravati, Guntur District-522238. (addressee 1 and 2 by **Special Messenger**)
3. The Commissioner of Intermediate Education, Floor, Eshwar Elite, Beside Sonovision, Tadepally, Guntur District, A.P.-522501.
4. The Pay and Accounts Officer, Pay and Accounts Office, Nidhi Bhavan, 2nd Floor, Mangalagiri Guntur District - 52202.
5. The District Treasury Officer, Rajahmundry, East Godavari District, Andhra Pradesh-533101. (addressee 3 to 5 by **RPAD**)
6. One CC to SRI. J SUDHEER Advocate [OPUC]
7. Two CCs to GP FOR Education Department, High Court of Andhra Pradesh. [OUT]
8. Two CCs to GP FOR Finance Department, High Court of Andhra Pradesh. [OUT]
9. One CC to M.Sudhir, Standing counsel [OPUC]
10. One spare copy.

HIGH COURT

HN,J

DATED:07/05/2026

POST THE MATTER ON 09.07.2026

ORDER

WP.No.5721 of 2025

DIRECTION

