

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

THURSDAY, THE NINETEENTH DAY OF MARCH,
TWO THOUSAND AND TWENTY

: PRESENT:
THE HONOURABLE SMT JUSTICE T. RAJANI

WRIT PETITION NO: 7748 OF 2020

Between:

P.Venkateswara Rao, S/o late P.Arjuna Rao Aged:about 59 years (Waiting for posting orders as Deputy Executive Engineer in A.P. Vaidya Vidhana Parishad) O/o Commissioner,A.P. Vaidya Vidhana Parishad NRI Building, Sai Nagar, Gollapudi Vijayawada,Krishna District, AP. R/o C/o Janardhan, Flat No.105 NBR Extension Apartments. Meerpet, R.R. Dist.,Hyderabad- 500 097,

...Petitioner

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary Health, Medical and Family Welfare Department, A.P. Secretariat, Velagapudi, Guntur Dist.,
2. The Commissioner, A.P.Vaidya Vidhana Parishad 4th Floor, Old NRI Building, Sainagar Gollapudi, Vijayawada, Krishna District.
3. M.Vijaya Bhaskar, S/o late M. Ch. Basava Sastry Aged:about 55 years,Occ: Executive Engineer O/O A.P. Medical Services Infrastructural Development Corporation On Deputation to Division Office, Civil Supplies Godown, Chanikyapuri Colony Kurnool, Kurnool District, PIN-518 004.

...Respondents

WHEREAS the Petitioner above named through his Advocate Sri.J SUDHEER 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

a) issue a Writ of Quo Warranto in so far as 3rd respondent is concerned, in as much as he is not holding the required qualification as required under the A.P. Vaidya Vidhana Parishad Special Service Regulations 2000 to hold the post of Deputy Executive Engineer (Civil) and/or Executive Engineer (Civil) and consequently direct the respondents 1 and 2 to repatriate the 3rd respondent back to his parent department by cancelling his absorption and all the benefits that were conferred on the 3rd respondent

b) consequently promote the petitioner with effect from the date on which he was otherwise entitled for promotion as Executive Engineer (Civil) as per his merit and seniority by issuance of Writ Of Mandamus

c) directing the official respondents to take appropriate steps/action against the concerned responsible for the total failure of the administration.

AND WHEREAS the High Court upon perusing the writ petition and affidavit filed herein and upon hearing the arguments of Sri.J.SUDHEER, Advocate for the Petitioner, (GP for Services) appearing for R.1, and Sri.B.Jagadeesh, Advocate for the Respondent No.2 and direct issue notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary Health, Medical and Family Welfare Department, A.P. Secretariat, Velagapudi, Guntur Dist.,
2. The Commissioner, A.P. Vaidya Vidhana Parishad 4th Floor, Old NRI Building, Sainagar Gollapudi, Vijayawada, Krishna District.
3. M.Vijaya Bhaskar, S/o late M. Ch. Basava Sastry, Occ: Executive Engineer O/O A.P. Medical Services Infrastructural Development Corporation On Deputation to Division Office, Civil Supplies Godown, Chanikyapuri Colony Kurnool, Kurnool District, PIN-518 004.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the writ petition and the affidavit filed therewith (copy enclosed) this Writ petition should not be admitted, on or before 16/04/2020 on which date the case stands posted for hearing.

The Court made the following Order:

Notice before admission.

The petitioner shall serve notice on the 3rd respondent and file proof of service in the Registry.

Post on 16.4.2020.

Print the name of the Standing Counsel for the 2nd respondent – A.P. Vaidya Vidhana Parishad.

In the meantime, the 2nd respondent is directed to consider the representation of the petitioner dated 09.8.2018 and pass a detailed order.

SD/- M. SURYANADHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary Health, Medical and Family Welfare Department, A.P. Secretariat, Velagapudi, Guntur Dist., (by RPAD- along with a copy of petition and memorandum of grounds)
2. The Commissioner, A.P. Vaidya Vidhana Parishad 4th Floor, Old NRI Building, Sainagar Gollapudi, Vijayawada, Krishna District. (by RPAD- along with a copy of petition and memorandum of grounds)
3. M. Vijaya Bhaskar, S/o late M. Ch. Basava Sastry Aged about 55 years, Occ Executive Engineer O/O A.P. Medical Services Infrastructural Development Corporation On Deputation to Division Office, Civil Supplies Godown, Chanikyapuri Colony Kurnool, Kurnool District, PIN 518 004. (by RPAD- along with a copy of petition and memorandum of grounds)
4. One CC to Sri.J.SUDHEER, Advocate [OPUC]
5. One CC to Sri.B.Jagadesh, Advocate [OPUC]
6. Two CCs to GP FOR SERVICES, High Court Of Andhra Pradesh. [OUT]
7. One spare copy

vsr

HIGH COURT

TRJ

DATED: 19/03/2020

NOTICE BEFORE ADMISSION

WP.No.7748 of 2020



NOTE: POST ON 16/04/2020