

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No.: W.P.Nos.6991 and 7262 of 2025

PROCEEDING SHEET

Sl. No	DATE	ORDER	OFFICE NOTE
	04.04.2025	<u>CGR,J</u> This Court has passed the following order on 20.03.2025 in W.P.No.6991 of 2025: “...Learned counsel for the petitioners submits that by virtue of C.O.O.Ms.No.242 dated 09.11.2022 an amendment was brought to Regulation 6(a) of APSEB Service Regulations, part-III as adopted by APCPDL, by which method of recruitment to the post of Additional Assistant Engineer, by way of promotion, came to be deleted, thereby, the petitioners being Junior Engineers being eligible and entitled for promotion under the said unamended Regulation 6(a), denied promotion. This amendment made to Regulation 6(a) came to be suspended by this Court in W.P.No.5858 of 2023 by an order dated 09.03.2023. Despite which, the 2nd respondent has now issued Memo No.CMD/DIR(HR)/GM(HR)/DGM.I/PO.I/S.A/D.No.16 /25 dated 25.02.2025, communicating provisional integrated service particulars of Junior Engineer (Electrial) in terms of C.O.O.Ms.No.242 dated 09.11.2022. Once the aforesaid C.O.O.Ms.No.242 dated 09.11.2022 is suspended, question of preparing provisional integrated service particulars with reference to amended Regulation 6(a) does not arise and the same is in clear contempt of the orders passed above...” Learned Standing Counsel for respondent-Corporation submits that similar issues are engaged before the Division Bench in W.P.No.5226 of 2025 and	

batch, and passing any interim order, at this stage, would hamper the ongoing promotions, on temporary basis, which are undertaken considering the amendment brought to Regulation 6(a).

When once the amended Regulation 6(a) has already been suspended in W.P.No.5858 of 2023, *vide* order dated 09.02.2023, the respondents cannot proceed to prepare seniority list basing on the said suspended regulation, unless and without respondent-corporation seeking necessary clarification from this Court, in matters when validity of Regulation 6(a) is in *lis*, even if they were to effect *ad hoc* promotions due to administrative exigencies.

Prima facie, this Court finds that the impugned memo dated 25.02.2025, issued by the 2nd respondent, is clearly contrary to the existing Regulation, which is in force, and also in violation of interim order passed above.

In view of the same, there shall be stay of all further proceedings in pursuance to Memo No.CMD/DIR(HR)/GM(HR)/DGM.I/PO.I/S.A/D.No.16/25, dated 25.02.2025.

List along with W.P.No.5226 of 2025.

KBN

CGR,J