

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No.: W.P.No.8524 of 2026

PROCEEDING SHEET

Sl. No	DATE	ORDER	OFFICE NOTE
03.	27.04.2026	<u>DR, J</u> Learned counsel for the petitioners submitted that charge memos were issued to the petitioners vide proceedings dated 19.11.2025. The said charges are pertaining to theft of 102 No's 60 kg rails and 99 No's of 52 kg rails from Kolanukonda Railway yard. Pertaining to the very same charges, already a crime has been registered under Crime No.3 of 2025 under Section 3(a) of RP (UP) Act, 1966 on 03.10.2025 and investigation is pending. While pending investigation, the respondents have issued the present impugned charge memos for the very same charges. Now, they are proceeding with initiation of disciplinary proceedings. The same is contrary to the observations made by the Hon'ble Apex Court in <i>Capt. Paul Anthony v. Bharath Gold Mines Limited</i> (1999 (3) SCC 679), wherein the Hon'ble Supreme Court has observed that the departmental proceedings and proceedings in a criminal case can proceed simultaneously and if the charge in the criminal case against the delinquent employee is of a grave nature which involves complicated questions of law and fact, it would be desirable to	(contd..)

stay the departmental proceedings till the conclusion of the criminal case. In this case also, as the criminal case is pending, the departmental proceedings may be stayed till conclusion of the criminal case.

Considering the above observations, there shall be stay of departmental proceedings related vide charge memo dated 19.11.2025.

List the matter after four (4) weeks.

DR, J

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