

HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

Main Case No: W.P.No.10206 of 2026

PROCEEDING SHEET

Sl. No.	Date	ORDER	OFFICE NOTE
01.	20.04.2026	<u>DR,J</u> Heard learned counsel for the petitioner. 2. Learned counsel for the petitioner submits that the bar of one year for promotion provided under Rule 28 of AP State & Subordinate Rules, 1996 would not be applicable in the case of this nature, where the respondent corporation had decided to fill up all the Direct Recruitment vacancies in the cadre of Junior Accounts Officer from the qualified Senior Assistants. 3. Learned counsel would further contend that at the time when the petitioner relinquished their promotion the policy was not regularized and if the juniors are promoted in the Direct Recruitment posts as available in the cadre of Junior Accounts Officers, the avenue for promotion to the petitioner for the next two or three years would not be available and thereby causing severe financial loss. 4. Learned Standing counsel appearing for A.P.S.P.D.C.L would submit that the Petitioner was offered promotion earlier and	

		as they had refused, the bar of one year for promotion as prescribed in Rule 28 of A.P. State & Subordinate Rules, 1996 would come into play and Respondent No.2 is bound by the same. 5. Having heard the respective counsel, this Court is of the considered opinion that the Rule 28 of A.P. State & Subordinate Rules, 1996 is providing a bar of one year for promotion consequent of relinquishment of promotion would be applicable in normal circumstances. 6. In the present case, Respondent No.2 sought to fill up all the vacancies of Direct Recruitment quota in the cadre of Junior Accounts Officers from qualified Senior Assistants considering that there was dearth of personnel in that cadre. 7. In this scenario, in the opinion of this Court, the bar of one year for consideration of promotion prescribed under Rule 28 of A.P. State & Subordinate Rules, 1996, <i>prima facie</i>, may not be applicable. 8. Further, the consideration of the case of the petitioner would also be in the interest of Respondent No.2 as he is senior and better placed to serve as Junior Accounts Officer. 9. In that view, there shall be interim direction to the Respondent authorities to consider the case of the Petitioner for	
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		promotion to the post of Junior Accounts Officer against the existing vacancies pursuant to the Review Regular and Special DPC held on 30.03.2026, without reference to Rule 28 of A.P. State & Subordinate Rules, 1996. 10. List after four (04) weeks, to enable the learned Standing Counsel to file counter affidavit . <u>DR,J</u> PSA	
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