

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

THURSDAY, THE FIRST DAY OF MAY
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE THE CHIEF JUSTICE SRI DHIRAJ SINGH THAKUR

AND

HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO

WP(PIL) NO: 84 OF 2025

Between:

National Federation of The Blind, (Regd.No.4866) Having its National Office at Plot No.6, Sector-21, Pushp Vihar, New Delhi- 110 017 Having its Branch Office at D.No. 2/98-2, 2nd Floor, Maruthi Nagar Street, Kadapa Andhra Pradesh- 516 001, Through its Secretary, Mr. K Nageshwaraiah Aged about 43 years, Occ: Govt. Employee S/o K. Ramaiah, R/o 38/169-2-21, Arundathi Nagar, Kadapa, Andhra Pradesh- 516002 Ph. 9441621898, Email. nfbap2015@gmail.com / nageswara1982@gmail.com

Petitioner/s

AND

1. The State of Andhra Pradesh, Rep., by its Chief Secretary, Secretariat Building Velagapudi, Amaravathi, Andhra Pradesh
2. The State of Andhra Pradesh, Rep., by its Secretary to the Government, Department of School Education, Education Dept., Secretariat Building Velagapudi, Amaravathi, Andhra Pradesh
3. The State of Andhra Pradesh, Rep., by its Secretary to the Government, Department of Women Development, Child & Differently Abled Welfare, Secretariat Building Velagapudi, Amaravathi, Andhra Pradesh

Respondent/s



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 issue a writ, order or direction more particularly one in the nature of writ of mandamus to declaring the

a) Allow this writ petition;

b) Issue a writ of certiorari or any other writ order or direction calling for the records relating to enactment of impugned Andhra Pradesh State Teachers Transfers Regulation Act 2025, examine the same and declare the same ultra virus and repugnant to the Rights of Persons With disabilities Act, 2016 (Central Legislation) in so far as the same has been made applicable to the teachers and headmaster Grade-II with visual impairment and other disabilities

c) Issue a writ of mandamus or any other appropriate writ order or direction thereby directing the respondents to exempt the visually impaired and other disabled teachers and headmasters Grade II from routine transfer and posting under the Andhra Pradesh State Teachers Transfers Regulation Act 2025, impugned in the present petition, and continue to deal with the posting and transfer of teachers and headmaster Grade II with visual impairment and other disabilities as per previous practice.

d) Issue a writ of mandamus or any other appropriate writ order or direction thereby further directing the respondents to frame a separate transfer and posting policy for teachers and headmasters Grade II with visual impairment and other disabilities In terms of section 20(5) of RPWD act 2016 by providing exemption to them from the rotational transfer policy/transfer and allowing them to continue in the same job, where they would have achieved the desired performance. The respondents may further be directed to incorporate in the said separate transfer and posting policy for disabled a provision to give, preference in place of posting at the time of transfer/promotion.

IA NO: 2 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to stay the operation and applicability of the impugned Andhra Pradesh State Teachers Transfers Regulation Act 2025 to the posting and transfer of teachers and headmasters Grade II with visual impairment and other disabilities, Pending disposal of WP(PIL) 84 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 M/s. K ANJANA RAMA KAMESWARI, Advocate for the Petitioner, the Additional Advocate General for the Respondents and the Court made the following

ORDER:

"Response be filed.

List on 31.07.2025.

In the meantime, status quo be maintained with regard to the transfer of all the employees who are Persons with Benchmark Disabilities (PwBD), including those who are visually impaired."

**Sd/- B. CHITTI JOSEPH
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

- 1) The Chief Secretary, State of Andhra Pradesh, Secretariat Building
Velagapudi, Amaravathi, Andhra Pradesh
- 2) The Secretary to the Government, State of Andhra Pradesh, Department
of School Education, Education Dept., Secretariat Building Velagapudi,
Amaravathi, Andhra Pradesh

- 3) The Secretary to the Government, State of Andhra Pradesh, Department of Women Development, Child & Differently Abled Welfare, Secretariat Building Velagapudi, Amaravathi, Andhra Pradesh (1 to 3 by SPECIAL MESSENGER)
- 4) One CC to M/s. K ANJANA RAMA KAMESWARI Advocate [OPUC]
- 5) Two CCs to the ADDL ADVOCATE GENERAL , High Court of A.P [OPUC]
- 6) Two spare copies

HIGH COURT

HC,J&
RRR,J

DATED:01/05/2025

LIST ON 31.07.2025

ORDER

WP(PIL).No.84 of 2025

STAY

