



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)**

[3208]

**TUESDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 11460/2026

Between:

- 1.K HARI NARAYANACHARYULU, S/O. K. RANGACHARYULU,
AGED 59 YEARS, OCC. JUNIOR LECTURER IN COMMERCE
(MTS), GOVERNMENT JUNIOR COLLEGE, KOTAURATLA,
ANKAPALLI DISTRICT, ANDHRA PRADESH.
- 2.LAKSHMIPURAPU VENKATESWARA RAO, S/O. LATE L.
DANAYYA, AGED 59 YEARS, OCC. JUNIOR LECTURER IN
ZOOLOGY (MTS), GOVERNMENT JUNIOR COLLEGE,
PAMARRU, KRISHNA DISTRICT, ANDHRA PRADESH

...PETITIONER(S)

AND

- 1.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, FINANCE DEPARTMENT, A.P. SECRETARIAT,
VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT- 522238
- 2.THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL
SECRETARY, SCHOOL EDUCATION (INTERMEDIATE)
DEPARTMENT, A.P. SECRETARIAT, VELAGAPUDI,
AMARAVATI, GUNTUR - 522238
- 3.THE DIRECTOR OF INTERMEDIATE EDUCATION,
GOVERNMENT OF ANDHRA PRADESH, TADEPALLI, GUNTUR
DISTRICT - 522501
- 4.THE GOVERNMENT JUNIOR COLLEGE, KOTAURATLA,
ANAKAPALLI DISTRICT, ANDHRA PRADESH -531085. REP. BY

ITS PRINCIPAL

5.THE GOVERNMENT JUNIOR COLLEGE, PAMARRU, KRISHNA DISTRICT, ANDHRA PRADESH -521157. REP. BY ITS PRINCIPAL.

...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 topleased to issue a order or direction more particularly one in the nature of writ of mandamus declaring the action of 3rd respondent in proceeding to dispense the service of the petitioners on the ground of attaining 60 years without applying the benefit conferred under Andhra Pradesh Public Employment (Regulation of Age of Superannuation) (Amendment) Act, 2022 as highly illegal, arbitrary, unjust and violative of Article 14 and 16 of the Constitution of India and consequently direct the respondents to continue the petitioners up to completion of age of 62 years in the interest of justice and consequently direct the respondents to continue the petitioners up to completion of age of 62 years on par with others by extending the benefit of G.O. Ms. No. 15 Finance (HR. IV- FR and LR) Department Dt. 31.01.2022 and pass

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Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased may be pleased to direct the Respondents to continue the services of the petitioners in 4th and 5th respondent's College, till attaining the age of 62 years with all attending benefits, pending disposal of the above writ petition, and pass

Counsel for the Petitioner(S):

1.KAVITHA GOTTIPATI

Counsel for the Respondent(S):

1.GP FOR SERVICES III

2.GP FOR SERVICES I

The Court made the following ORDER:

1. This Writ Petition is filed aggrieved by the action the action of 3rd respondent in proceeding to dispense the service of the petitioners on the ground of attaining 60 years without applying the benefit conferred under Andhra Pradesh Public Employment (Regulation of Age of Superannuation) (Amendment) Act, 2022 as highly illegal, arbitrary
2. Heard the learned counsel for the petitioners and the learned Government Pleader for the respondents.
3. The contention of the learned counsel for the petitioner is that the similarly situated part-time lecturers have been continued in service pursuant to the orders passed by this Court and, therefore, the petitioner is also entitled to be continued in service till he attains the age of superannuation, i.e., 62 years.
4. Though the initial writ petitions were disposed of by this Court directing the respondents to continue the services of the similarly situated part-time employees by applying the principles laid down in G.O.Ms.No.15 dated 31.01.2022, subsequently the age of retirement was enhanced from “60 years” to “62 years”. Challenging the said order, the matter was carried in appeal before the Division Bench of this Court in W.A.No.770 of 2022, and the said writ appeal was partly allowed on 13.02.2024 by modifying the order passed by the learned Single Judge and issuing the following directions:

“Accordingly, the Writ Appeal is partly allowed. The order of the learned Single Judge is set-aside and liberty is reserved to the Appellants to re-engage the Respondent, if they so desire, and also other similarly situated employees even beyond the age of “60 years” subject to the conditions stipulated in G.O. No. 15, dated 31.01.2022. There shall be no order as to costs.”

5. Considering the submissions and on perusal of the judgment dated 13.02.2024, passed by the Division Bench of this Court in W.A.No.770 of 2022, this writ petition is also disposed of with the same relief as granted in the W.A.No.770 of 2022. No order as to costs.

6. Registry shall tag the copy of the judgment passed by the Division Bench of this Court in W.A.No.770 of 2022 along with the copy of the order of the present writ petition.

Consequently, Miscellaneous Petitions, if any, pending in the writ petition shall stand closed.

JUSTICE D RAMESH

28.04.2026

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THE HONOURABLE SRI JUSTICE D RAMESH

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