

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

FRIDAY, THE TWENTY FOURTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 11215 OF 2026



Between:

1. G Sailaja, D/o Late G. Narasimha Murthy Aged about 60 years, Occ. Work Inspector Gr.III, O/o. The Deputy Executive Engineer, S.P. Sub-Division No.1, Somasila, Nellore District. Pin-524301
2. A.Sridevi, D/o Late A. SeshamaRaju, Aged about 60 years, Occ. Work Inspector Gr.III, O/o. The Deputy Executive Engineer, S.P. Sub-Division No.1, Somasila, Nellore District. Pin-524301.

Petitioners

AND

1. The State of Andhra Pradesh, Represented by its Principal Secretary, Water Resources Department, A.P. Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The State of Andhra Pradesh, Rep. by its Special Chief Secretary, Finance (HR.IV-FR & LR) Department, Secretariat, Velagapudi, Guntur District.
3. The Engineer-in-Chief, Irrigation Wing, Jalasoudha, Governorpeta, Vijayawada, NTR District, Andhra Pradesh.
4. The Superintendent Engineer, Somaila Project Circle, Dargamitta, Nellore.524003.
5. The Executive Engineer, S.P.Division No.1, Somasila, Nellore District. Pin-524301
6. The Deputy Executive Engineer, S.P. Sub-Division No.1, Somasila, Nellore District. Pin-52430

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ or order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the 4th respondent in directing the 6th respondent to retire the petitioners on 31.08.2026 vide Memo No.SE/SPC/NLR/EC-IV/E-34/ 53M dated 13.01.2026 on attaining the age of 60 years as illegal, arbitrary, discriminatory and violative of principles of natural justice and consequentially direct the respondents to continue the petitioners till the age of 62 years as per G.O.Ms.No.15 Finance (HR. IV-FR and LR) Department dated 31.01.2022 with all consequential benefits;

IA NO: 1 OF 2026

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents to continue the petitioners in service up to the age of 62 years by suspending the impugned Memo No.SE/SPC/NLR/EC-IV/E-34/ 53M dated 13.01.2026, Pending disposal of WP 11215 of 2026, 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 Sri EATHAKOTA VENKATA RAO Advocate for the Petitioner, GP FOR SERVICES II for Respondent Nos.1 and R3 to R6, GP for SERVICES II for R2 and the Court made the following.

ORDER

Petitioners herein were engaged as NMRs as Non-Technical workers i.e., Work Inspector like Typist, in the respondent organization on various dates i.e., 01.08.1991 and 30.11.1990. Subsequently vide G.O.Ms.No.266 dated 13.10.2009 and Proc.No.SE/SPC/NLR/EC.2E-9(D) file 1663m dated 28.10.2009, the Government has extended the benefit of minimum time scale of pay to the petitioners also attached to the post along with others. The petitioners herein were also extended the benefit of increments and release of annual grade increments, HRA and fixation

of pay in revised pay scales in vide of order of this Court dated 31.07.2018, passed in W.P.No.26467 of 2018. While things stood thus, the petitioners will be completing the age of 60 years of service as on 31.08.2026 and liable to be retired on 31.08.2028 as the Government orders which were issued vide G.O.Ms.No. 15, Finance Department dated 31.01.2022 wherein made an amendment to the AP Public Employment (Regulation Age of Superannuation) Act, 1984 and enhanced the age of superannuation from 60 years to 62 years w.e.f.01.01.2022. Accordingly, the petitioner are also entitled to continue till 62 years and liable for retirement on 31.08.2028.

This Court in W.P.No.16845 of 2023 and batch, considered the relatively similar issue and granted benefit of extension of age of superannuation from 60 years to 62 years to the petitioners therein.

Following the same, there shall be interim direction to respondents herein to continue the petitioners till they attain the age of superannuation of 62 years, until further orders.

//TRUE COPY//

SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR

For ,

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SECTION OFFICER

To,

1. The Principal Secretary, State of Andhra Pradesh, Water Resources Department, A.P. Secretariat, Velagapudi, Amaravathi, Guntur District.
2. The Special Chief Secretary, State of Andhra Pradesh, Finance (HR.IV-FR and LR) Department, Secretariat, Velagapudi, Guntur District.
(addressee 1 and 2 by **Special Messenger**)
3. The Engineer-in-Chief, Irrigation Wing, Jalasoudha, Governorpeta, Vijayawada, NTR District, Andhra Pradesh.
4. The Superintendent Engineer, Somaila Project Circle, Dargamitta, Nellore.524003.

5. The Executive Engineer, S.P.Division No.1,Somasila, Nellore District.
Pin-524301
6. The Deputy Executive Engineer, S.P. Sub-Division No.1,Somasila,
Nellore District. Pin-52430 (addressee 3 to 6 by **RPAD**)
7. One CC to SRI. EATHAKOTA VENKATA RAO Advocate [OPUC]
8. Two CCs to GP FOR SERVICES II ,High Court Of Andhra Pradesh.
[OUT]
9. Two CCs to GP FOR SERVICES I ,High Court Of Andhra Pradesh.
[OUT]
10. One spare copy.

HIGH COURT

DR,J

DATED:24/04/2026

ORDER

WP.No.11215 of 2026

DIRECTION

