



**IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI**

THURSDAY, THE 23rd DAY OF JULY 2026

PRESENT

THE HONOURABLE SRI JUSTICE D RAMESH

THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR

WRIT APPEAL NO: 667 OF 2024

Writ Appeal under clause 15 of the Letters Patent be pleased to set aside the impugned order of the learned single judge dated 06-03-2024 in WP33089/2010 and pass

Between:

1. SRI KRISHNADEVARAYA UNIVERSITY, Rep by its Registrar Anantapur
Anantapur District,

...Petitioner

AND

1. P LAXMINARAYANA REDDY, S/o Chinnapa Reddy Teaching Personnel
Dept of sericulture R/o Door No 122302 Opp to Vijayanagar Law College
Ashoknagar extension, Anantapur , Anantapur District

2. The State of Andhra Pradesh, th

3. The state of Andhra pradesh, Rep by its secretary, Higher Education
Department, secretariat Building, Velagapudi, Amaravathi

...Respondents

IA NO: 1 OF 2024

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 stay all further proceedings in order dt.06.03.2024 inW. P.

No. 33089 of 2010 and CC No.978 of 2011 passed by the Honble High Court of Single Judge pending disposal of the Writ Appeal and pass

IA NO: 1 OF 2025

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 expedite the hearing of the Writ appeal and pass.

Counsel for the Petitioner: O UDAYA KUMAR SC For S K UNIVERSITY

Counsel for the Respondents: ADDL ADVOCATE GENERAL Counsel for the Respondents:P NAGENDRA REDDY

WRIT APPEAL NO: 715 OF 2024

Writ Appeal under clause 15 of the Letters Patent to allow the appeal by modifying the order dated 06.03.2004 in W.P.33089 of 2010 of Single Judge of this Honble Court by granting the pay Sericulture of the 2nd respondent University to the appellant from 15.06.2005 with interest @ 12percent p.a grant costs of the proceedings and pass

Between:

1. Dr P LAKSHMINARAYANA REDDY, S/o, P.Chinnapa Reddy, Aged about 53 Years, Teaching Personnel/Assistant Department of Sericulture, R/o, 4-4, GuddiliPalli, Govindapuram, Ananthapur District -515291.

...Petitioner

AND

1. THE STATE OF AP, Rep. by its Secretary, Higher Education Depeirtment, Secretariat, Velagapudi, Amaravathi.

2. Sri KrishnadevEiraya University, Rep by Its Registrar, Ananathapur,Ananathapur district

...Respondents

IA NO: 1 OF 2024

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 Pleased to dispense with filling of certified copy of the order dated 06.03.2024 of Learned Single Judge in W.P.No. 33089 of 2010 and pass

IA NO: 2 OF 2024

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 Pleased to condone the delay of 28 days in filing the above Writ Appeal against W.P.NO.33089 of 2010, dated 06.03.2024 of the Learned Single Judge, and pass

Counsel for the Petitioner: P NAGENDRA REDDY

**Counsel for the Respondents: O UDAYA KUMAR SC For S K
UNIVERSITY Counsel for the Respondents:GP FOR SERVICES III
Counsel for the Respondents:ADDL ADVOCATE GENERAL**

The Court made the following order:

THE HONOURABLE SRI JUSTICE D RAMESH
THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR
WRIT APPEAL NOS: 667 & 715 OF 2024

Common Judgment: *(Per Hon'ble Sri Justice D.Ramesh)*

These two Writ Appeals arise out of the common order dated 06.03.2024 passed by the learned Single Judge in W.P. No.33089 of 2010 and C.C. No.978 of 2011. W.A.No.667 of 2024 has been preferred by the University and W.A.No.715 of 2024 filed by the writ petitioner. By the impugned common order, the learned Single Judge disposed of the writ petition with the following direction:

“The 2nd respondent is hereby directed to extend the pay scale of an Assistant Professor henceforth, it is made clear that the pay payable to the petitioner shall be commensurate to that of the pay drawn by the Assistant Professor from time to time who was recruited in and around the same time when the petitioner was engaged as Teaching Assistant.”

2. Learned Additional Advocate General appearing for the appellant-University in W.A. No.667 of 2024 contended that the petitioner was initially engaged only as a Teaching Assistant and has continued in the same capacity throughout. It is submitted that when the University initiated recruitment to the post of Assistant Professor, the petitioner challenged the recruitment notification and obtained an interim order of stay. Consequently, the University was prevented from filling up the post, and the petitioner continued only as a Teaching Assistant.

3. It is further contended that the petitioner is not entitled to the pay scale of an Assistant Professor as directed by the learned Single Judge. According to the University, the petitioner is entitled only to the minimum of the time scale attached to the post of Assistant Professor, which is Rs.57,700/- and is subject to revision from time to time. In support of the said contention, reliance is placed on the interim order passed by this Court on 25.09.2024 in the present appeal, which reads as follows:

“For the reasons discussed above, I.A.No.01 of 2024 is allowed. There shall be a stay of the order impugned subject to the appellant paying minimum pay scale of Rs.57,500/- and as may be revised from time to time.”

4. It is submitted that the University has complied with the above interim order by paying the petitioner the minimum of time scale. Since the petitioner's services have not been regularized as an Assistant Professor, he is not entitled to any benefits other than the minimum of time scale attached to the said post. Accordingly, it is prayed to set aside the direction issued by the learned Single Judge in paragraph No.22 of the order dated 06.03.2024.

5. In reply to the said contentions, Sri K.S. Murthy, learned Senior Counsel appearing for the petitioner-appellant in W.A. No.715 of 2024, submitted that the writ petition itself was filed seeking grant of minimum of time scale payable to an Assistant Professor. While entertaining the writ petition, this Court granted an interim order on 29.12.2010, which reads as follows:

“In the instant case, the writ petitioner has been functioning as an Assistant Professor in Department of

Sericulture in the 2nd respondent university. If his services are continued by the 2nd respondent university, it is obligation on its part to pay him the salary and allowances which are at par with other similarly placed regular teacher, who occupies the rank of Assistant Professor. Therefore, for the salary and allowances payable from the month of January 2011, the writ petitioner be paid the same salary and allowances as are paid to any other regular Assistant Professor in Sericulture Department of Sri Krishnadevaraya University.”

6. Learned Senior Counsel submitted that despite the above interim direction, the University failed to pay the petitioner the salary and allowances as directed, as such, C.C. No.978 of 2011 is filed.

7. It is further submitted that while disposing of both the writ petition and the contempt case, the learned Single Judge failed to grant the relief from the date of filing of the writ petition or, at least, from the date of the interim order dated 29.12.2010. Instead, the learned Single Judge directed payment from the date of the order. Aggrieved by the said direction, the petitioner has preferred the present appeal.

8. Learned Senior Counsel further contended that the writ petition was never filed seeking regularization of the petitioner's services. The only relief sought was payment of the minimum of the time scale applicable to the post of Assistant Professor.

9. In support of his submissions, reliance is placed on the judgments of the Hon'ble Supreme Court in *State of Punjab & Others v. Jagjit Singh & Others* and *Bahadur Singh & Others v. Jaspreet Kaur Talwar & Others* in SLP (Civil) No.25389 of 2011, decided on 16.08.2022, wherein the Apex Court held that

the expression "minimum of the pay scale" includes basic pay + grade pay + dearness allowance + washing allowance.

10. Learned Senior Counsel also relied upon the proceedings dated 21.03.2017 issued by the Vice-Chancellor of the respondent-University, wherein the University itself extended H.R.A., C.C.A. and D.A. to employees drawing the minimum of the time scale.

11. It is therefore contended that the petitioner is entitled to the minimum of the time scale together with all other allowances, namely, Basic Pay, Grade Pay, Dearness Allowance, House Rent Allowance and City Compensatory Allowance, in terms of the judgments of the Hon'ble Supreme Court and the proceedings of the University.

12. In reply, learned Additional Advocate General submitted that the University has complied with the interim order dated 29.12.2010 by paying the petitioner the minimum pay. It is further submitted that the University is ready and willing to extend the benefits of the minimum of the time scale in accordance with the law laid down by the Hon'ble Supreme Court in *State of Punjab v. Jagjit Singh case*.

13. Having considered the rival submissions and upon perusal of the material available on record, this Court finds that the dispute in the writ petition is confined only to the petitioner's entitlement to the minimum of the time scale payable to the post of Assistant Professor. The petitioner has not sought regularization of his services.

14. In view of the law laid down by the Hon'ble Supreme Court in *Bahadur Singh & Others v. Jaspreet Kaur Talwar & Others* and having considered the proceedings dated 21.03.2017 issued by the Vice-Chancellor of the respondent-University, this Court is of the opinion that the petitioner is entitled to the minimum of the time scale together with the permissible allowances.

15. Accordingly, both the Writ Appeals are disposed of directing the respondent-University to pay the petitioner the minimum of the time scale, together with Dearness Allowance (D.A.), House Rent Allowance (H.R.A.) and City Compensatory Allowance (C.C.A.), with effect from 21.03.2017, the date of the proceedings issued by the University. There shall be no order as to costs.

As a sequel, all miscellaneous applications, if any, pending in this Writ Appeal shall stand closed.

D.RAMESH, J

ALAPATI GIRIDHAR, J

Dated:23.07.2026
TJN

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THE HONOURABLE SRI JUSTICE D RAMESH
THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR

WRIT APPEAL NOS: 667 & 715 OF 2024

Dated: 23.07.2026

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HIGH COURT OF ANDHRA PRADESH : AT AMARAVATI

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PROCEEDING SHEET

SL. NO.	DATE	ORDER	OFFICE NOTE
	23.7.2026	<u>DR, J & AGD, J</u> The Writ appeals are disposed of. (Vide Separate Common Judgment) <u>DR, J</u> <u>AGD, J</u> TJN	