

HIGH COURT OF ANDHRA PRADESH: AMARAVATI

MAIN CASE: W.A.Nos.667 and 715 of 2024

PROCEEDINGS SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
04.	25.9.2024	<u>GN, J & KM, J</u> Heard learned Additional Advocate General on behalf of the University and the learned counsel for the respondents. <i>Prima facie</i> learned single Judge's order appears to be canvassed that the respondent/petitioner is entitled to equal pay scale on the ground of parity of work. We have perused the order. The petitioner, as per the pleadings, is discharging the academic duties that to for 16 hours a week i.e. less than three hours a day. The hearing do not disclose the particulars of any other service or duties being discharged by the petitioner. Even according to the <i>Jagjith's</i> case paragraph no.42 would have been of relevance and the discussion by the learned single Judge has not revealed any satisfaction on the pre-conditions settled by the Hon'ble Apex Court in paragraph no.42. Be that as it may, the observations of the Constitution Bench in <i>Umadevi's</i> case at paragraph no. 52 ----- in that view of the matter we are of the <i>prima facie</i> opinion that the matter requires consideration as to whether a person who has not undergone a ---- of regular selection process would be entitled to parity in the matter of pay. It is not in doubt that such back door entries have been	

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		wholly disapproved by the Constitutional Bench. In the even that such entries are made entitled to parity in the matter of pay scale. <i>Prima facie</i> it would appear to be a dilution of the observations of the Constitutional Bench in <i>Umadevi's</i> case. In that view, we are of the opinion that the matter requires further consideration. Admit. 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. _____ GN, J _____ KM, J RD	

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