



IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
WEDNESDAY, THE THIRTY FIRST DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE G.NARENDAR

AND

THE HONOURABLE SMT JUSTICE KIRANMAYEE MANDAVA

IA No. 2 OF 2023

IN

WA NO: 793 OF 2023

Between:

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, T, R&B Dept., A.P. Secretariat, Velagapudi, Amaravati Guntur, Andhra Pradesh.
2. The Engineer-in-Chief (R&B), Administration, R&B Department, State of Andhra Pradesh M.G.Road, Vijayawada-10
3. The Superintending Engineer, (R&B) R&B Circle, Kakinada, Kakinada District. A.P.,
4. The Executive Engineer, (R&B) R&B Division, Rahamahandravaram, East Godavari District, A.P.

...Appellants/Respondents in W.P.(AT)No.193/2021

AND

D.V.S.S.Ramaraju, S/o Sri Appala Raghava Raju, aged 60 years, Working as NMR (Nominal Master Role) (R&B) R&B, Yelaswaram Section, Peddapuram Sub-Division, (R&B) Division, Rajamahandravaram.

...Respondent/Writ Petitioner in W.P.(AT)No.193/2021

Counsel for the Petitioner: GP FOR SERVICES II

Counsel for the Respondents: SMT.A.V.S.LAKSHMI

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 to suspend the order dated 21-12-2022 passed in W.P.(AT). No.193 of 2021 in the interest of Justice, pending disposal of W.A.No.793 of 2023, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

“The question that falls for consideration in the instant writ appeal is whether the respondent/writ petitioner who was out of service on the date of the Act 2 of 1994 i.e., Andhra Pradesh (Regulation of Appointments to Public Services and Rationalisation of Staff Pattern and Pay Structure) Act, is entitled to claim protection under the said Act, in view of the subsequent order of the Industrial Tribunal? ✓

Relevant portion of G.O.Ms.No.212, Finance & Planning (FW.PC.III) Department, dated 22.04.1994, issued in pursuance of the Act 2 of 1994, reads as under:

“Government accordingly decided that the services of such persons who worked continuously for a minimum period of 5 years and are continuing on 25-11-1993 be regularised by the appointing authorities subject to fulfilment of the following conditions.”

The issue requires consideration.

There shall be stay of the impugned order dated 21.12.2022 passed in W.P(AT).No.193 of 2021, pending disposal of the writ appeal."

//TRUE COPY//

For

SD/- M.PRABHAKARA RAO
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. D.V.S.S.Ramaraju, S/o Sri Appala Raghava Raju, Working as NMR (Nominal Master Role) (R&B) R&B, Yelaswaram Section, Peddapuram Sub-Division, (R&B) Division, Rajamahandravaram. (By RPAD)
2. One CC to SMT.A.V.S.LAXMI, Advocate [OPUC]
3. One CC to GP FOR SERVICES II, High Court of A.P.(OUT)
4. Two spare copies.

SRL

HIGH COURT

GN,J &
KM,J

DATED:31/07/2024

LIST THE APPEAL IN THE SECOND WEEK OF SEPTEMBER, 2024 FOR
FINAL HEARING.

ORDER

IA No. 2 OF 2023

IN

WA NO: 793 OF 2023

STAY

