

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

FRIDAY, THE EIGHTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX



:PRESENT:
THE HONOURABLE SRI JUSTICE D RAMESH

WRIT PETITION NO: 14044 OF 2026

Between:

Dr. Kalva Sivaji, S/o K. Lakshmana Rao, aged 59 years, Occ: Asst. Professor (on Contract basis), Department of Commerce, Andhra Kesari University, Ongole, Prakasam District.

Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Department of Higher Education, Secretariat Buildings, Velagapudi, Guntur District, Andhra Pradesh.
2. Acharya Nagarjuna University, Represented by Its Registrar, Nagarjuna Nagar-522510, Guntur District, Andhra Pradesh.
3. The Vice Chancellor, Acharya Nagarjuna University, Nagarjuna Nagar-522510, Guntur District, Andhra Pradesh.
4. Andhra Kesari University, Represented by its Registrar, Ongole, Prakasam District.251456

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, Order or direction pray more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondents in not extending the benefit of age of superannuation of 65 years to him on par with regularly appointed Assistant Professors in terms of G.O. Ms. No. 39 Higher Education (U.E) Department dated 29.07.2023, as illegal, arbitrary and violative of Articles 14 and 16 of the Constitution of India and to issue consequential direction to the respondents to continue my services as Assistant Professor till I attain the age of 65 years or till regularly recruited persons are appointed.

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 and retain him in the post of Assistant Professor pending disposal of the above Writ Petition, Pending disposal of WP 14044 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 D KRISHNA MURTHY Advocate for the Petitioner, GP FOR SERVICES III for the Respondent No.1; Sri M. Chalapathi Rao, Standing Counsel for the Respondent Nos.2 & 3; Sri G. Ramachandra Rao, Standing Counsel for the Respondent No.4, the Court made the following.

ORDER

The writ petition is field aggrieved by the action of the Respondents in not extending the benefit of age of superannuation of 65 years to the petitioner on par with regularly appointed Assistant

Professors in terms of G.O. Ms. No. 39 Higher Education (U.E) Department dated 29.07.2023.

The learned counsel for the petitioner submits that, in similar circumstances, this Court, in W.P. No.333 of 2026, granted an interim order dated 06.01.2026. In view of the same, this Court is pleased to pass a similar interim order.

Considering the same, there shall be an interim direction directing the respondents to continue the petitioner in service till he attains the age of superannuation of 65 years in terms of G.O.Ms.No.39 dated 29.07.2023.

Post the matter after summer vacation 2026.

//TRUE COPY//

SD/- K. KASIRAO ACHARI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Department of Higher Education, The State of Andhra Pradesh, Secretariat Buildings, Velagapudi, Guntur District, Andhra Pradesh.[By Special Messenger]
2. The Registrar, Acharya Nagarjuna University, Nagarjuna Nagar-522510, Guntur District, Andhra Pradesh.
3. The Vice Chancellor, Acharya Nagarjuna University, Nagarjuna Nagar-522510, Guntur District, Andhra Pradesh.
4. The Registrar, Andhra Kesari University, Ongole, Prakasam District.251456. (2 to 4 by RPAD)
5. One CC to SRI. D KRISHNA MURTHY Advocate [OPUC]

6. One CC to Sri M. Chalapathi Rao, Standing Counsel [OPUC]
7. One CC to Sri G. Ramachandra Rao, Standing Counsel [OPUC]
8. Two CCs to GP FOR SERVICES III ,High Court Of Andhra Pradesh.
[OUT]
9. One spare copy

HIGH COURT

DR,J

DATED:08/05/2026

POST THE MATTER AFTER SUMMER VACATION 2026

ORDER

WP.No.14044 of 2026

INTERIM DIRECTION

