

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

THURSDAY, THE NINETEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN

WRIT PETITION NO: 14470 OF 2025



Between:

B. Kantharao, S/o Harishan, 46 years, male, occupation: driver bearing No.E.702311, Andhra pradesh state road transport corporation (APSRTC), Jangareddygudem depot, resident of D.No.5-11-1, Lambadipet, beside water tank, vanguru village-534002, pedavegi mandal. West Godavari District(mobile No.9177029309)

Petitioner

AND

1. Andhra Pradesh State Road Transport Corporation, PNBS Bus station, Vijayawada, Krishna District represented by its Vice-Chairman & Managing Director.
2. The Depot Manager, Andhra pradesh state road transport corporation (APSRTC) Jangareddygudem, West Godavari District.

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue Writ more in the nature of "Writ of Mandamus" or any other writ order or direction, declaring the illegal actions of the respondents No.1 to 2 more particularly respondent No.2 removed the petitioner on 05.05.2025 in violation of serial No.2.2.3 of Annexure-II of the circular No.PD01/2019, Dated.01.01.2019; principles of natural justice; Article.14 and 16 of the constitution of India is very arbitrary, illegal, unjust and set aside the impugned removal proceedings No.02/95(79)/2023-TPG, dated.18.05.2024 and the

impugned suspension order No.02/95(79)/2023-JRG, dated.31.01.2024 and impugned charge sheet No.02/95(79)/2023-JRG , dated.31.01.2024 issued by the respondent No.2 and consequently to direct the respondents No.1 and 2 to reinstate the petitioner together with all benefits treating the entire period of suspension as spent on duty and release monetary and other service benefits.

IA NO: 1 OF 2025

Petition under Section 151 CPC is filed praying that in the circumstances stated in the grounds filed in support of the petition, the High Court may be pleased to direct the respondents No.1 and 2 to reinstate me together with all benefits treating the entire period of suspension and removal as spent on duty and release monetary and other service benefits, Pending disposal of WP 14470 of 2025, 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 MULLAPUDI SATYANARAYANA, Advocate for the Petitioner, Sri T. VINOD KUMAR, Standing Counsel for the Respondent Nos.1&2, the Court made the following

ORDER:

“Sri T.Vinod Kumar, learned Standing Counsel, takes notice for respondents and seeks time to file counter affidavit.

Learned counsel for the petitioner submits that impugned order dated 05.05.2025, is issued on the allegation that the petitioner/conductor pocketed an amount of Rs.125/- while discharging duties in mofussil route. In view of Circular No. PD 01/2019 dated 01.01.2019, in particular Clause No.2.2.2, if the allegation of misconduct relates to an amount of more than Rs.50/- and less than Rs.200/- in mofussil route, the punishment proposed for such misconduct during inquiry does not warrant suspension. He also refers to interim order dated 30.12.2024 passed in W.P.No.31045 of 2024.

In view of Clause No.2.2.2 of the said Circular and in view of interim order dated 30.12.2024 passed in W.P.No.31045 of 2024, the

impugned suspension order No.02/95(32)/2025-JRG dated 24.03.2025, issued by the 2nd respondent, shall stand suspended, pending further orders. However, this order will not preclude the 2nd respondent from proceeding with disciplinary inquiry strictly as per the Rules.

Let counter-affidavit be filed within four (04) weeks and reply, if any, in two (02) weeks.

List the matter along with W.P.No.8538 of 2025."

SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For A

To,

1. The Vice-Chairman & Managing Director, Andhra Pradesh State Road Transport Corporation, PNBS Bus station, Vijayawada, Krishna District.
2. The Depot Manager, Andhra Pradesh State Road Transport Corporation (APSRTC) Jangareddygudem, West Godavari District. (1&2 by RPAD)
3. One CC to SRI. MULLAPUDI SATYANARAYANA Advocate [OPUC]
4. One CC to SRI. VINOD KUMAR TARLADA (SC FOR APSRTC) Advocate [OPUC]
5. One spare copy

KJ

HIGH COURT

CGR,J

DATED:19/06/2025

LIST THE MATTER ALONG WITH W.P.NO.8538 OF 2025

ORDER

WP.No.14470 of 2025

SUSPENSION

