

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

MONDAY, THE SIXTH DAY OF JULY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO
WRIT PETITION NO: 18561 OF 2021



Between:

Chandrala Prabhakara Rao, S/o. late Venkatappaiah, aged 68 years, Occ:
Leading Fireman (Retd.), R/o. Flat No.204, Swetha Residency, Nunna-
521212, Vijayawada Rural Mandal, Krishna District, Andhra Pradesh State.

Petitioner

AND

1. State of Andhra Pradesh, rep. by its Secretary, Home Department,
Secretariat Buildings, Velagapudi, Guntur District.
2. The Director General, State Disaster Response and Fire Services
Department, Government of Andhra Pradesh, Near Police Control
Room, Governorpet, Vijayawada-520002, Krishna 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 a Writ, order or direction, more particularly a Writ of Mandamus, declaring the inaction of the respondent authorities on petitioner's representations dated 20.10.2020 and 15.04.2021 for payment of pending retirement benefits and salary, Gratuity, Leave Salary, Rakshana etc., due from June, 2010 to June, 2011, in usual course, in view of his acquittal from the criminal case vide judgment dated 11.03.2020 in C.C.No.29 of 2011, as

illegal, arbitrary, biased, unconstitutional, against the principles of natural justice, and consequently, direct the respondent authorities to pay pending retirement benefits and salary, Gratuity, Leave Salary, Rakshana etc., due from June, 2010 to June, 2011, to the petitioner in usual course

IA NO: 1 OF 2021

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 direct the respondent authorities to pay pending retirement benefits and salary, Gratuity, Leave Salary, Rakshana etc., due from June, 2010 to June, 2011, to the petitioner in usual course, Pending disposal of WP No.18561 of 2021, 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 Uday Kumar Vampugadavala, Advocate for the Petitioner, and of GP for Services I for the Respondents, the Court made the following.

ORDER

The Writ Petition is filed for non-payment of pending retirement benefits and salary, gratuity, leave salary and pension.

The respondents filed their counter and stated that a penalty of withholding of 5% pension was imposed against the petitioner in the departmental proceedings for a period of one year, vide G.O.Rt.No.1340, Hoe (SC.B) Department, dated 10.11.2023. Further it is stated that the petitioner has not approached the Department, i.e., District Disaster Response & Fire Officer, NTR District, Vijayawada and not submitted any pension proposals for onward submission to the A.G.Authorities for final settlement of said emoluments.

Learned counsel for the petitioner requested this Court to keep the Writ Petition pending and the petitioner may be directed to file an application before the authorities for the relief sought for in the Writ Petition in accordance with law.

Considering the request made by the learned counsel for the petitioner, the petitioner is directed to file an application before the authorities for the relief prayed in the present Writ Petition within a period of two weeks from the date of receipt of a copy of this order. On receiving such application, the authorities concerned are directed to consider the same in accordance with law within a period of six (6) weeks therefrom and communicate the decision to the petitioner.

List the case on 24.08.2026.

//TRUE COPY//

SD/- K.R.V.S.SUBHRAHMANYAM
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Secretary, State of Andhra Pradesh, Home Department, Secretariat Buildings, Velagapudi, Guntur District.
2. The Director General, State Disaster Response and Fire Services Department, Government of Andhra Pradesh, Near Police Control Room, Governorpet, Vijayawada-520002, Krishna District. (1 & 2 by RPAD)
3. One CC to Sri Uday Kumar Vampugadavala, Advocate [OPUC]
4. Two CCs to GP for Services I, High Court of Andhra Pradesh. [OUT]
5. One spare copy

HIGH COURT

TRR, J

DATED: 06/07/2026

LIST THE CASE ON 24.08.2026

ORDER

WP.NO.18561 OF 2021

INTERIM DIRECTION

