

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special Original Jurisdiction)**

**FRIDAY, THE FOURTH DAY OF JULY
TWO THOUSAND AND TWENTY FIVE**

:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA GUNARANJAN



WRIT PETITION NO: 16475 OF 2025

Between:

D V Srinivasa Rao, S/o. Subba Ratnam, Aged about 56 years, Occ Multi Purpose Health Extension Officer, O/o.DM and HO, Bapatia District, Bapatia, Andhra Pradesh

....Petitioner

AND

1. The State Of Andhra Pradesh, Rep. by its Principal Secretary, Health, Medical and Family Welfare Department, A.P. Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Commissioner, Health and Family Welfare, A.P., Mangalagiri, Guntur District,
3. The Director of Public Health and Family Welfare, Gollapudi, Vijayawada, NTR District.
4. The Regional Director of Medical and Health Services, Guntur, Guntur District, Andhra Pradesh
5. S.Ravi Raju Kumar, S/o. Prakasam Aged about 60 years, Occ MPHEO, O/o.DM and HO, Prakasam District, Ongole, AP

...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 one in the nature of writ of mandamus, declaring the action of the 4th respondent in issuing proceedings Rc.No.300/B1/2025 dated 21-06-2025 wherein modified partially the original transfer orders issued in proceedings Rc. NO.300/B1/2025 dated 19-06-2025 and transferred the petitioner as well the 5th respondent from DM and HO, Prakasam District, Ongole to O/o. DM and HO, Bapatla District, Bapatla and vice-versa is illegal, arbitrary, unjust, contrary to transfer guidelines issued in G.O.Ms.No.23 Finance (HR.I-PLG.and POLICY) Department dated 15-05-2025 and G.O. Rt. No. 344 Health, Medical and Family Welfare (B1) Department dated 31-05-2025 and also violative of Article 14 and 16 of the Constitution of India and consequently set aside the same by directing the respondents to transfer and post the petitioner and the unofficial respondent from DM and HO, Bapatla District, Bapatla to DM and HO, Prakasam District, Ongole vice-versa.

IA NO: 1 OF 2025

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 operation of proceedings Rc.No. 300/B1/2025 dated 21-06-2025 of the 4th respondent by directing the respondents to transfer and post the petitioner and the unofficial respondent from DM&HO, Bapatla District, Bapatla to DM & HO, Prakasam District, Ongole vice-versa, Pending disposal of WP 16475 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 upon hearing the arguments of M/s. Kavitha Gottipati Advocate for the Petitioner, GP for Services I for the Respondent Nos. 1 to 4 and Sri. T.V.V. Koteswara Rao, Standing Counsel for Respondent No. 5 the Court made the following.

ORDER:

Learned Government Pleader for Services-I takes notice for respondent Nos.1 to 4.

Sri T.V.V.Koteswara Rao, learned counsel appearing on behalf of Caveator/respondent No.5 and seeks time to get instructions.

Petitioner claimed exemption as Office Bearer, as he got elected as Associate President of the Andhra Pradesh Government Employees Association held on 10.05.2025, which is for a period of three (03) years, and the same has been communicated by association, considering the same he has been retained at the present station. Later, by impugned proceedings dated 21.06.2025, he came to be transferred to Bapatla District stating that though he was not Office Bearer, sought for exemption and in said place the 5th respondent came to be accommodated on request transfer.

Prima facie, this Court finds that petitioner is elected as Associate President, in view of Ex.P.3 and P.6, therefore, it cannot be said that he claimed the status of Office Bearer without any material. Therefore, the impugned proceedings *vide* Rc.No.300/B1/2025, dated 21.06.2025, shall stand suspended.

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

List the matter after eight (08) weeks.

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

For /

To,

1. The Principal Secretary, State Of Andhra Pradesh, Health, Medical and Family Welfare Department, A.P. Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Commissioner, Health and Family Welfare, A.P., Mangalagiri, Guntur District,

3. The Director of Public Health and Family Welfare, Gollapudi, Vijayawada, NTR District.
4. The Regional Director of Medical and Health Services, Guntur, Guntur District, Andhra Pradesh
5. S.Ravi Raju Kumar, S/o. Prakasam Aged about 60 years, Occ MPHEO, O/o.DM and HO, Prakasam District, Ongole, AP.
6. One CC to M/s. Kavitha Gottipati Advocate [OPUC]
7. One CC to Sri. T.V.V. Koteswara Rao, Standing Counsel [OPUC]
8. Two CCs to GP for Services I ,High Court Of Andhra Pradesh. [OUT]
9. One spare copy

HIGH COURT

CGR,J

DATED:04/07/2025

List the matter after eight (08) weeks.

ORDER

WP.No.16475 of 2025

SUSPENSION

