

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE TWENTY SIXTH DAY OF DECEMBER,
TWO THOUSAND AND TWENTY THREE



:PRESENT:

THE HONOURABLE THE CHIEF JUSTICE SRI DHIRAJ SINGH THAKUR
AND
THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO

W.A.Nos. 726, 727, 774, 775 & 776 of 2023

WRIT APPEAL NO: 726 OF 2023

(Writ Appeal under Clause 15 of the Letters Patent, is filed against the order made in WP.No.3049 of 2021, dated 13.06.2023, on the file of the High Court)

Between:

1. The State of Andhra Pradesh, Rep.by its Principal Secretary (Transport Department), Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Transport Commissioner, Transport Department, Vijayawada, Andhra Pradesh.
3. The District Transport officer, (Krishna) Transport Department Vijayawada, Andhra Pradesh.
4. The Regional Transport Authority, (Vijayawada) Transport Department Vijayawada, Andhra Pradesh

...Appellants/Respondents

AND

1. Valluru Pavan Chandra, S/o Sivanadh, Age about 27Years, R/o 40-15-19/4, Brundavan Colony, Greenland Hotel, Labbipet, Vijayawada.
2. Union of India, Rep. by its Secretary, Ministry of Road Transport and Highways, Transport Bhavan 1, Parliament Street, New Delhi-110001.

Respondent No. 2 impleaded as per C.O. dt 21.11.2023 vide I.A.No. 2 of 2023 in W.A. No.726 of 2023

...Respondents

I.A.No.1 of 2023

Petition under Section 151 of C.P.C, praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay the operation of common order dt.13.06.2023 passed in W.P.No.3049 of 2020, pending disposal of W.A.No.726 of 2023, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Appeal and the affidavit filed in support thereof upon hearing the arguments of GP for Transport for the Petitioners and of Sri M R K Chakravarthy Advocate for the Respondent No.1.

WRIT APPEAL NO: 727 OF 2023

(Writ Appeal under Clause 15 of the Letters Patent, is filed against the order made in WP.No.12089 of 2019, dated 13.06.2023, on the file of the High Court)

Between:

1. The State of Andhra Pradesh, Rep.by its Principal Secretary (Transport Department), Secretariat, Velagapudi, Amaravati, Guntur District.
2. TheTransport Commissioner, Transport Department, Vijayawada, Andhra Pradesh.
3. The District Transport Officer (Krishna), Transport Department Vijayawada, Andhra Pradesh.
4. The Regional Transport Authority (Vijayawada), Transport Department Vijayawada, Andhra Pradesh

...Appellants/Respondents

AND

Talasila Sowjanya, W/o S. Ajay Nagendra Babu, Aged 40 years, R/o 59-1-18/2, No.5 Bus Route, Ramachandra Nagar, Opp. Stella College, Vijayawada.

...Respondent/Writ Petitioner

I.A.No.1 of 2023

Petition under Section 151 of C.P.C, praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay the operation of common order dt.13.06.2023 passed in W.P.No.12089 of 2019, pending disposal of W.A.No.727 of 2023, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Appeal and the affidavit filed in support thereof upon hearing the arguments of GP for Transport for the Petitioners and of Sri M R K Chakravarthy Advocate for the Respondent.

WRIT APPEAL NO: 774 OF 2023

(Writ Appeal under Clause 15 of the Letters Patent, is filed against the order made in WP.No.16388 of 2023, dated 14.07.2023, on the file of the High Court)

Between:

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Transport Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Transport Commissioner, Transport Department, Vijayawada.
3. The District Transport Officer, Nellore,Transport Department, Nellore.
4. The Regional Transport Authority, Transport Department, Nellore

...Appellants/Respondents

AND

N. Sreenivasulu Reddy, S/o Ramana Reddy, Dr.No.16-7-168,Ramamurthu Nagar, Nellore-524 003.

...Respondent/Writ Petitioner

I.A.No.1 of 2023

Petition under Section 151 of C.P.C, praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay the operation of common order dt.14.07.2023 passed in W.P.No.16388 of 2023, pending disposal of W.A.No.774 of 2023, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Appeal and the affidavit filed in support thereof upon hearing the arguments of GP for Transport for the Petitioners and of Ms MEKALA ANUSHA, Advocate for the Respondent.

WRIT APPEAL NO: 775 OF 2023

(Writ Appeal under Clause 15 of the Letters Patent, is filed against the order made in WP.No.17357 of 2023, dated 17.07.2023, on the file of the High Court)

Between:

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Transport Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Transport Commissioner, Transport Department, Vijayawada.
3. The District Transport Officer, Transport Department, Vijayawada.
4. The Regional Transport Authority, Transport Department, Vijayawada.

...Appellants/Respondents

AND

Kowru Bhagat Singh, S/o Kowru Venkateswarlu, Aged about 33 years, R/o H.No.10-5-2/3, Kondalamma Temple Street, Old town, Tanuku, West Godavari District.

...Respondent/Writ Petitioner

I.A.No.1 of 2023

Petition under Section 151 of C.P.C, praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to stay the operation of common order dt.17.07.2023 passed in W.P.No.17357 of 2023, pending disposal of W.A.No.775 of 2023, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Appeal and the affidavit filed in support thereof upon hearing the arguments of GP for Transport for the Petitioners and of Sri M R K Chakravarthy Advocate for the Respondent.

WRIT APPEAL NO: 776 OF 2023

(Writ Appeal under Clause 15 of the Letters Patent, is filed against the order made in WP.No.16437 of 2023, dated 17.07.2023, on the file of the High Court)

Between:

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Transport Department, Secretariat, Velagapudi, Amaravati, Guntur District.
2. The Transport Commissioner, Transport Department, Vijayawada.

3. The District Transport Officer, Transport Department, Vijayawada.
 4. The Regional Transport Authority, Transport Department, Vijayawada
- ...Appellants/Respondents**

AND

Poojitha Manganti, D/o Venkata Siva Sita Ram Prasad, Aged about 28 years, R/o D.No.56-4-23/2, High School Road, Ramaswamy Street, Patamata, Vijayawada

...Respondent/Writ Petitioner

I.A.No.1 of 2023

Petition under Section 151 of C.P.C, 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 common order dt.17.07.2023 passed in W.P.No.16437 of 2023, pending disposal of W.A.No.776 of 2023, on the file of the High Court.

The Appeal coming on for hearing, upon perusing the Appeal and the affidavit filed in support thereof upon hearing the arguments of GP for Transport for the Petitioners and of Sri M R K Chakravarthy Advocate for the Respondent, the Court made the following

COMMON ORDER:

"We have heard learned Advocate General at length on the previous date of hearing.

An assurance was given by the learned counsel appearing for the private respondents that they would not press for implementation of the judgment and order impugned in the present Appeals till the matter was decided.

However, on the previous date of hearing, Union of India was incorporated as a party respondent and reply is awaited from the same.

In the interregnum period, we deem it appropriate to stay the operation of the judgments and orders impugned. Accordingly, there shall be stay of the operation of the judgments and orders impugned till the next date of hearing.

List on 30.01.2024.

In the meantime, reply-affidavit be filed on behalf of Union of India."

SD/- K.SRINIVASA RAJU
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The Secretary, Union of India, Ministry of Road Transport and Highways, Transport Bhavan 1, Parliament Street, New Delhi-110001.
2. Two CCs to GP for Transport, High Court of Andhra Pradesh. [OUT]
3. One CC to Sri M R K Chakravarthy, Advocate [OPUC]
4. One CC to Ms Mekala Anusha, Advocate [OPUC]
5. One CC to Deputy Solicitor General of India [OPUC]
6. Two CCs to Advocate General, High Court of Andhra Pradesh [OUT]
7. **Two spare copies.**

cvss

HIGH COURT

HC,J &
RRR,J

DATED:26/12/2023

List on 30.01.2024.

ORDER

W.A.Nos. 726, 727, 774, 775 & 776 of 2023

STAY

