

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

MONDAY, THE TWENTY EIGHTH DAY OF JULY
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 19285 OF 2025

Between:

B.Chandravathi, W/o. T.Devendra (late), Aged about 52 years, Occ: Multi Purpose Health Assistant (F), O/o. Sub Centre B.Kotha Kota-1, Peddathippa Samudram (PTM), Annamayya District (Chittoor District).

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Secretary, Health, Medical & Family Welfare Department, Secretariat, Velagapudi, Guntur District.
2. The Commissioner of Family Welfare, Mangalagiri, Guntur District.
3. The District Collector, Chittoor District, Chittoor.
4. The District Medical & Health Officer, Chittoor, Chittoor District.
5. The District Medical & Health Officer, Annamayya District.
6. The Medical Officer, PHC, Tarigonda, Annamayya District.
7. The Medical Officer, PHC, Peddatippa Samudram (PTM), Annamayya District.
8. D.Amaravathi, W/o. not known, Age not known, Occ: Multi Purpose Health Assistant (F) O/o. Gollapalli, PTM, Annamayya District.

...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 more particularly one in the nature of Writ of Mandamus, declaring the action of the 4th respondent issued revised Transfer Order vide Proceedings Rc.No. Transfers/E3-Section/DM &HO/2025, dated 19.06.2025 reposted the unofficial respondent in the

petitioner place i.e., Sub Centre B.Kotha Kota-1, Peddathippa Samudram (PTM), Annamayya District (Chittoor District) though the unofficial respondent was completed 11 years 2 months as highly illegal, arbitrary, unjust, improper, non-application of mind and contrary to Transfer Guidelines vide G.O.Rt.No.344, Health Medical & Family Welfare (B1) Department, dated 31.05.2025 and violation of Article 14, 16 & 21 of the Constitution of India and set aside the same and consequently direct the official respondents to continue the petitioner as Multi Purpose Health Assistant (F) in B.Kotha Kota-1, Peddathippa Samudram (PTM), Annamayya District (Chittoor District).

IA NO: 1 OF 2025

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 official respondents to continue the petitioner as Multi Purpose Health Assistant (F) in B.Kotha Kota-1, Peddathippa Samudram (PTM), Annamayya District (Chittoor District) by suspending the impugned proceedings Rc.No. Transfers/E3-Section/DM&HO/2025, dated 19.06.2025 issued by the 4th respondent pending disposal of WP 19285 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 Bala Ramesh Yalavarthi, Advocate for the Petitioner and of GP for Medical and Health for Respondent Nos. 1, 2, 4 to 7 and of GP for Revenue for Respondent No.3, the Court made the following

ORDER:

“Learned counsel for the Petitioner is permitted to take out personal notice to the Respondent No.8 by registered post with acknowledgment due and file proof of service into the Registry.

The present Writ Petition is filed to declare the action of the Respondent No.4 in issuing revised Transfer Order vide Proceeding

Rc.No.Transfers/E3-Section/ DM&HO/2025, dated 19.06.2025 reposting the unofficial respondent in the Petitioner's place i.e., Sub Centre B. Kotha Kota-1, Peddathippa Samudram (PTM), Annamayya District (Chittor District) though the unofficial Respondent was completed 11 years 2 months as illegal and arbitrary.

The Petitioner, who is working as Multi Purpose Health Assistant (F), was transferred from Amilepalli PHC, Tharigonda, to B. Kotha Kota-1 PTM, vide Proceedings Rc.No.1914/E3/DM&HO/CTR/2025, dated 18.06.2025. Consequent thereto, the Petitioner was relieved from Amilepalli on 21.06.2025 and had joined the transferred place on 22.06.2025.

While so, the impugned Proceedings dated 19.06.2025 was issued transferring the Petitioner from B. Kotha Kota-1 to S.C. Gollapalli, PHC, PTM, Annamayya District and the Respondent No.8, who was initially transferred to S.C.Gollapalli, PHC was reposted in the place of the Petitioner.

Learned counsel for the Petitioner contends that the impugned proceedings was issued after the Petitioner was relieved and had join the transfer place of B. Kotha Kota-1 and therefore, the impugned proceedings were antedated.

It is further submitted that the Petitioner is still continuing at B. KothaKota-1, Peddathippa Samudram (PTM), Annamayya District (Chittor District).

The learned Government Pleader would submit that the transfer is an incidence of service and Petitioner cannot seek choice of posting.

Having heard the respective counsel, *prima facie* there is merit in the submission of counsel for Petitioner as the Petitioner having been permitted to join service at B. Kotha Kota-1 on 22.06.2025, cannot be again asked to join S.C. Gollapalli, PHC.

In that view, there shall be interim direction of *status quo* obtaining as on today for a period of four weeks.

Post on 29.08.2025."

Sd/- K.TATA RAO
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Secretary, Health, Medical & Family Welfare Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur District.
2. The Commissioner of Family Welfare, Mangalagiri, Guntur District.
3. The District Collector, Chittoor District, Chittoor.
4. The District Medical & Health Officer, Chittoor, Chittoor District.
5. The District Medical & Health Officer, Annamayya District.
6. The Medical Officer, PHC, Tarigonda, Annamayya District.
7. The Medical Officer, PHC, Peddatippa Samudram (PTM), Annamayya District.
8. D.Amaravathi, Occ: Multi Purpose Health Assistant (F) O/o. Gollapalli, PTM, Annamayya District. (Addressee Nos. 1 to 8 by RPAD)
9. One CC to Sri Bala Ramesh Yalavarthi, Advocate [OPUC]

10. Two CCs to GP for Medical and Health, High Court of A.P.,
Amaravati.[OPUC]

11. Two CCs to GP for Revenue, High Court of A.P., Amaravati.[OPUC]

12. One spare copy.

PSD

HIGH COURT

VN,J

DATED:28/07/2025

NOTE: POST ON 29.08.2025

ORDER

WP.No.19285 of 2025

STATUS QUO

