

HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

MAIN CASE: WRIT PETITION No.22057 of 2026
PROCEEDING SHEET

Sl. No	DATE	ORDER	Office Note
	05.08.2026	<u>VN, J</u> 1. Notice before admission, returnable in four weeks. 2. The Writ Petition is filed questioning the action of the Respondents in seeking to retire the Petitioner from service on 09.08.2026 as per the G.O.Ms.No.15, dated 31.01.2022, as illegal and arbitrary. 3. The Petitioner is working as a Home Guard and seeks parity in the age of superannuation on par with regular government employees, as per the Andhra Pradesh Public Employment (Regulation of Age of Superannuation) (Amendment) Act, 2022. 4. The learned Assistant Government Pleader for Services-I, on instructions, submits that as per Andhra Pradesh Police Manual Order No. 936(6), Home Guards are eligible for extension of service up to 60 years only. He further submits that the service of Home Guards is voluntary service and parity cannot be claimed on par with regular government employees. 5. Heard the learned counsel.	

		6. The core reason for enhancing the age of superannuation as per the Statement of Objects and Reasons of the Andhra Pradesh Public Employment (Regulation of Age of Superannuation) (Amendment) Act, 2022, is on account of increased life span and improved health conditions. This being the core reason for enhancing the retirement age, there is no reason to deny a similar extension to the non-government employees of the department as well. Therefore, on this ground, the retirement of the Petitioner on attaining the age of 60 years cannot be sustained. 7. Home Guards cannot be termed merely temporary or voluntary as they form the feeder category for appointment to the regular posts and a specified quota is provided for them in the recruitment of Police Constables. From this view point, they are to be considered on par with regular employees and they are entitled to the benefit of enhancement of age as per the said Act. 8. Therefore, there shall be an interim direction as under: (i) The Respondents shall extend the services of the Petitioner until he attains the age of 62 years, pending further orders.	
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