

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

THURSDAY, THE ELEVENTH DAY OF MAY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE TARLADA RAJASEKHAR RAO



WRIT PETITION NO: 30271 OF 2021

Between:

1. T.Janardhana Chari, S/o. T.Veerabadrachari, Aged about 51 Years, Occ: Mechanic, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
2. K.Chandra sekharachari, S/o. K.Gopalachari, Aged about 48 Years, Occ, Mechanic, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
3. Y.Bhaskar Reddy, S/o. Y.Balarami Reddy, Aged about 51 Years, Occ, Mechanic, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
4. A.B.Tulasiram Reddy, S/o. A.B.Chandra Sekhar Reddy, Aged about 44 Years, Occ, Mechanic, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District
5. C.Nagaraja Kumar, S/o. C.Bhaskar, Aged about 46 Years, Occ, Mechanic, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
6. S.Srinivasa Reddy, S/o. S.Yella Reddy, Aged about 53 Years, Occ, Ronio Operator, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
7. P.Rami Reddy, S/o.P.Rami Reddy, Aged about 51 Years, Occ: Attender, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
8. P.Dora Babu, S/o. P.Sankar Mudali, Aged about 48 Years, Occ: Attender, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
9. B. Kushi Babu, S/o. B.Chandrasekhar Reddy, Aged about 40 Years, Occ: Attender, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
10. V. Ramanujamma, W/o. V.Guravaiah, Aged about 55 Years, Occ: Sweeper, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.
11. D.Gopi Krishna, S/o. D.Guravachari, Aged about 49 Years, Occ: Attender, Srikalahasti Institute of Technology, Srikalahasti, Chittoor District.

...Petitioners

AND

1. The State of Andhra Pradesh, Rep by its Principal Secretary, Endowments Department, Secretariat, Amaravathi.
2. The Commissioner, Endowments Department, Gollapudi, Krishna District.
3. Srikalahasteeswara Swamivari Devasthanam, Srikalahasti, Chittoor District, Andhra Pradesh, Represented by its Executive Officer

4. The Correspondent, Srikalahasteeswara Institute of Technology (SKIT) Srikalahasti, Chittoor District, AP.
5. Srikalahasteeswara Institute of Technology (SKIT), Represented by its Principal, Srikalahasti, Chittoor District, Andhra Pradesh.

...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 Respondent No. 3 & 4 in passing an order of discharging the services of the Petitioners from the 5th Respondent Institution vide Proceedings in Rc.No.C1/4833/2019, Dt:01-12-2021 as illegal, arbitrary un constitutional, against the principles of natural justice, consequently absorb/engage/depute the services of the Petitioner to the 3rd Respondent Devasthanam and grant such other relief or relief's as this Hon'ble Court may deem fit and proper in the circumstances of the case and in the interest of justice.

IA NO: 1 OF 2021

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the common order passed by the Respondent No.3 and 4 vide Proceedings in Rc.No.C1/4833/2019, Dt:01-12-2021 forthwith and pass such other order or orders as this Hon'ble Court may deem fit and proper in the interest of justice, pending disposal of WP.No.30271 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 the earlier orders of the High Court dated 24.12.2021, 27.12.2021, 24.01.2022, 24.02.2022, 25.04.2022, 02.05.2022, 28.07.2022, 12.08.2022, 22.09.2022, 27.12.2022 & 31.01.2023 made herein upon hearing the arguments of Sri Sreekanth Reddy Ambati, Advocate for the Petitioners and GP for Endowments for the Respondent Nos.1 & 2 and Sri G.Ramana Rao, Standing Counsel for the Respondent Nos.3, 5, and of SRI KASA JAGAN MOHAN REDDY for Respondent No.4, the Court made the following;

ORDER

This Honourable Court by an Order dated 30.12.2021, has passed the following orders.

"....The entitlement of the petitioners' salaries and any other emoluments shall be subject to further orders....."

Now the learned counsel for the petitioner would request that the petitioner are suffering financially and requested to direct the respondents for payment of salaries by modifying the Order.

Hence, this Honourable Court is inclined to consider their requests and the Executive Officer is directed to pay Rs.10,000/- (Rupees ten thousand only) per month to all the petitioners, subject to the result of the Writ Petition.

Post this matter soon after Summer Vacation, 2023, as "part heard".

SD/- A.VIJAYA BABU
ASSISTANT REGISTRAR

AS

//TRUE COPY//

For AS:

SECTION OFFICER

To,

1. The Principal Secretary, Endowments Department, State of Andhra Pradesh, Secretariat, Amaravathi.
2. The Commissioner, Endowments Department, Gollapudi, Krishna District.
3. The Executive Officer Srikalahasteeswara Swamivari Devasthanam, Srikalahasti, Chittoor District, Andhra Pradesh.
4. The Correspondent, Srikalahasteeswara Institute of Technology (SKIT) Srikalahasti, Chittoor District, AP.
5. The Principal, Srikalahasteeswara Institute of Technology (SKIT), Srikalahasti, Chittoor District, Andhra Pradesh. (1 to 5 by RPAD)
6. One CC to Sri. Sreekanth Reddy Ambati, Advocate [OPUC]
7. Two CCs to GP for Endowments, High Court of Andhra Pradesh. [OUT]
8. One CC to Sri G.Ramana Rao, Standing Counsel [OPUC]
9. One CC to Sri Kasa Jagan Mohan Reddy, Standing Counsel [OPUC]
10. One spare copy

MSB

HIGH COURT

TRR,J

DATED:11.05.2023

ORDER

POST THIS MATTER SOON AFTER SUMMER VACATION, 2023, AS PART
HEARD

WP.No.30271 of 2021

INTERIM DIRECTION

