



**(SHOW CAUSE NOTICE BEFORE ADMISSION)
(SPECIAL ORIGINAL JURISDICTION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI**

WEDNESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO

:PRESENT:

**THE HONOURABLE DR JUSTICE K MANMADHA RAO
WRIT PETITION NO: 31892 OF 2022**

Between:

B.Penchalaiah, S/o. B.Rangaiah, Aged 51 years, Occ. Head Constable, Kavali II Town Police Station, Kavali, SPSR Nellore District.

Petitioner/s

AND

1. The State Of Andhra Pradesh, Represented by its Principal Secretary, Home Department, Secretariat, Velagapudi, Guntur District, PIN. 522 238
2. Director General of Police, Andhra Pradesh, Mangalagiri, Guntur District, PIN. 522502.
3. Inspector General of Police, South Costal Zone, Guntur Range, Nagarampalem, Guntur, PIN. 522 004.
4. Superintendent of Police, Nellore, SPSR Nellore Dist., PIN. 524003.

Respondent/s

WHEREAS the Petitioner above named through his Advocate Sri C SRINIVASA BABA presented this 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 particularly one in the nature of Mandamus declaring the action of the (1) 4th Respondent proceedings vide C.No.27/PR-AB/2019 dated. 18-02-2020. (2) 3rd Respondent vide Proceedings C.No.33/Apl/2018 dated. 14-07-2020, (3) 2nd Respondent Proceedings D.Dis.No.894/ T4/2021 dated. 23-02-2022 and (4) 4th Respondent Memorandum vide C.No.27/PR-AB/2019 dated.03-08-2022 wherein the request of the petitioner to treat the period from 16-05-2016 to 23-12-2018 as not on duty as illegal, arbitrary, violation of principles of natural justice and violation of Articles 14, 16 and 21 of the Constitution of India ; and consequently direct the Respondents to treat the period from 16-05-2016 to 23-12-2018 as on duty with all consequential benefits.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri C SRINIVASA BABA Advocate for the Petitioner and of GP FOR SERVICES-I for the Respondents , directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted. ✓

You viz:

1. The Principal Secretary, Home Department, Secretariat, Velagapudi, Guntur District, PIN. 522 238
2. Director General of Police, Andhra Pradesh, Mangalagiri, Guntur District, PIN. 522502.
3. Inspector General of Police, South Costal Zone, Guntur Range, Nagarampalem, Guntur, PIN. 522 004.
4. Superintendent of Police, Nellore, SPSR Nellore Dist., PIN. 524003.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith(copy enclosed) this WRIT PETITION should not be admitted on or before 08.12.2022, on which date the case stands posted for hearing.~

**The Court made the following:
ORDER**

"Notice before admission.

Mr.C. Srinivasa Baba, learned counsel for the petitioner, is present.

Learned Government Pleader for Services-I takes notice for the respondents.

For filing counters, post on 08.12.2022."

**Sd/- V. SAVITRI GOWRI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Home Department, Secretariat, Velagapudi, Guntur District, PIN. 522 238.
2. Director General of Police, Andhra Pradesh, Mangalagiri, Guntur District, PIN. 522502.
3. Inspector General of Police, South Costal Zone, Guntur Range, Nagarampalem, Guntur, PIN. 522 004.
4. Superintendent of Police, Nellore, SPSR Nellore Dist., PIN. 524003.(Addressess 1 to 4 by RPAD- along with a copy of petition and affidavit)
5. One CC to SRI. C SRINIVASA BABA Advocate [OPUC]
6. Two CCs to GP FOR SERVICES I ,High Court Of Andhra Pradesh. [OUT]
7. One spare copy

psk

HIGH COURT

DRKMRJ

DATED:28/09/2022

POST ON 08.12.2022

NOTICE BEFORE ADMISSION

WP.No.31892 of 2022

