

IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI

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

:PRESENT:

**THE HONOURABLE SRI JUSTICE A V SESA SAI
AND
THE HONOURABLE SRI JUSTICE DUPPALA VENKATA RAMANA**



**I.A.No.2 OF 2022
IN
WRIT APPEAL NO: 948 OF 2022**

(Writ Appeal under Clause 15 of the Letters Patent, is filed against the order made in W.P.No.21555 of 2020, dated 13.07.2022, on the file of the High Court).

Between:

Tirumala Tirupathi Devasthanam, Rep. by its Executive Officer, Tirupathi, Chittoor District.

Petitioner

AND

1. B.Kodanda Chetty S/o.Suseela, aged 38 years, Office Subordinate, Tirumala Tirupathi Devasthanams, Tirupathi, Chittoor District.
2. T.Aswini D/o.Eswar Reddy, Occ:Sharoff, Tirumala Tirupathi Devasthanams, Tirupathi, Chittoor District.

Respondents

**Counsel for the Petitioner: Sri.S.Satyanarayana Prasad, Senior Counsel
represents Ms.C.Sindhu Kumari
Counsel for the Respondents: Sri.J.Sudheer**

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 of operation of the order dated 13th July 2022, in W.P.No.21555 of 2020, pending disposal of W.A.No.948 of 2022, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case). The Court made the following.

ORDER:

Heard Sri S.Satyanarayana Prasad, learned Senior Counsel for the petitioner/appellant and Sri J.Sudheer, learned counsel for the respondents.

2. Learned Senior Counsel for the petitioner/appellant contends that the writ petitioner/respondent No.1 herein, contrary to the law laid down by the Hon'ble Supreme Court in a catena of decisions asking for appointment to a post commensurate to his qualification as a matter of right. It is further submitted that the writ petitioner/respondent No.1 herein was not ready for appointment to the post of Shroff/Assistant. It is submitted that the Writ Petitioner/1st respondent herein waited till declaration of his probation and filed WP No.21555 of 2020.

3. On the contrary, learned counsel for the 1st respondent/Writ Petitioner contends that the petitioner herein requested the respondents for appointment on compassionate grounds against any suitable vacancy and did not indicate any particular post and in the list of eligible candidates, dated 06.01.2014 issued by the office of the Executive Officer, TTD Devasthanams, Tirupati, the name of the Writ Petitioner/1st respondent herein was shown at S.No.2, whereas, the name of the 2nd respondent was shown at S.No.3.

4. The issues noted supra, require consideration.

5. Having regard to the facts and circumstances of the case and considering the submissions, there shall be interim suspension of the impugned Order dated 13.07.2022 passed by the learned Single Judge in WP No.21555 of 2020, for a period of six weeks from today.

Post on 02.01.2023.

SD/-K.SRINIVAS RAJU
ASSISTANT REGISTRAR

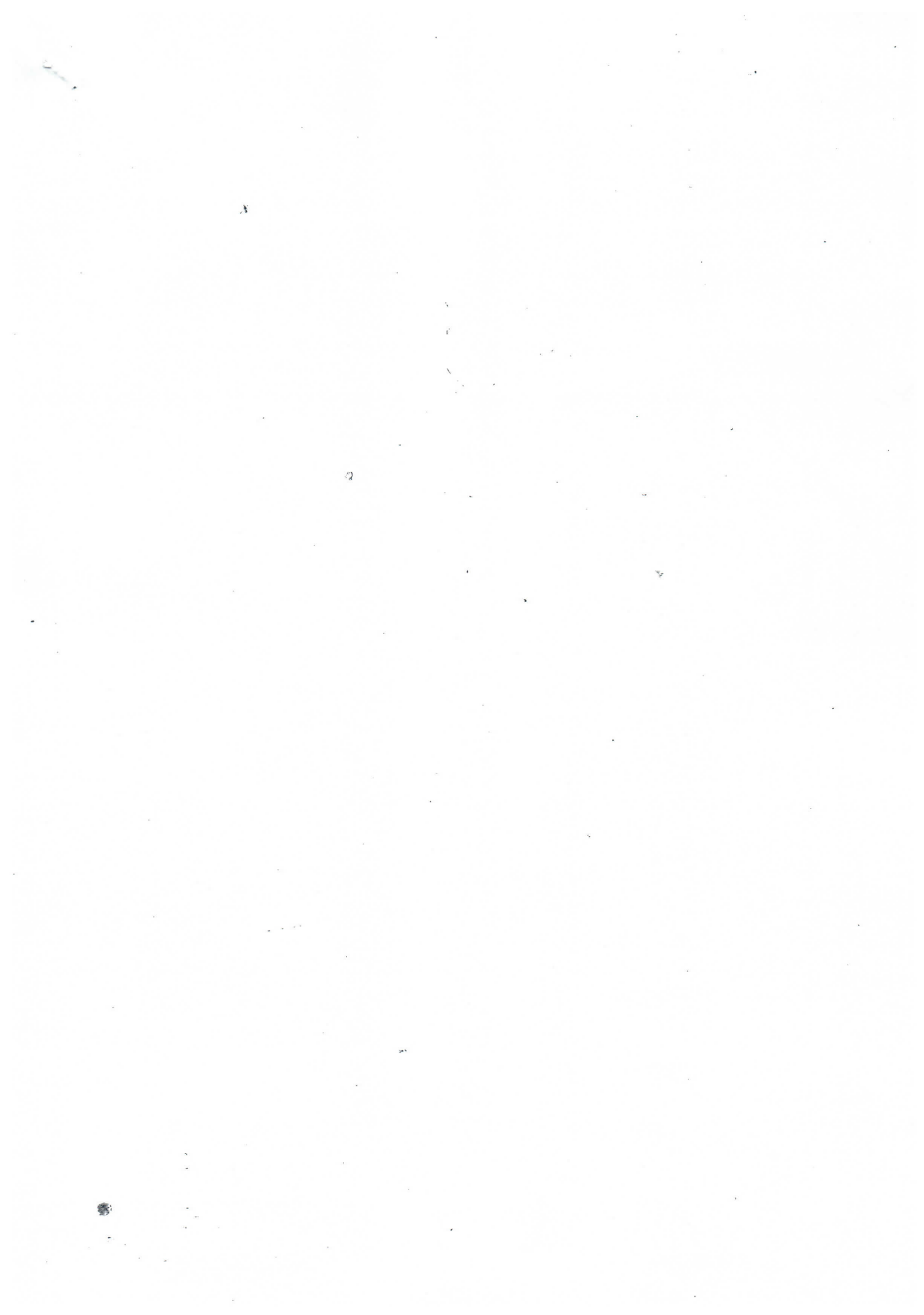
//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. B.Kodanda Chetty S/o.Suseela, Office Subordinate, Tirumala Tirupathi Devasthanams, Tirupathi, Chittoor District.
2. T.Aswini D/o.Eswar Reddy, Occ:Sharoff, Tirumala Tirupathi Devasthanams, Tirupathi, Chittoor District. (1 & 2 by RPAD)
3. One CC to Ms.C.Sindhu Kumari, Advocate [OPUC]
4. One CC to Sri.J.Sudheer, Advocate (OPUC)
5. Two spare copies

SRL



HIGH COURT

AVSSJ & DVRJ

DATED: 06.12.2022

NOTE: POST ON 02.01.2023

ORDER

I.A.No.2 OF 2022

IN

WA.No.948 of 2022

INTERIM SUSPENSION

