

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

Main Case: W.P.No.29748 of 2025

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
01.	31.10.2025	<u>VN, J</u> In the present writ petition, an amount of Rs. 14,02,839/- was sought to be recovered from the petitioner on the ground that the same was erroneously credited into the account of the petitioner, vide proceedings Rc. No. excess pension/DST/VSP/2021, dated 03.06.2025, issued by respondent No. 6. The petitioner had retired on 31.01.2011 on attaining the age of superannuation and is presently a pensioner. The impugned proceedings do not allege any misrepresentation or fraud on the part of the petitioner in relation to the alleged excess payment of pension. As held by the Hon'ble Supreme Court in State of Punjab & Others v. Rafiq Masih (White Washer) & Others, (2015) 4 SCC 334, recovery of excess payments made to retired employees, in the absence of misrepresentation or fraud, is impermissible in law. Accordingly, there shall be a stay of recovery of any amounts from the petitioner. The respondents are directed to continue payment of pension to the petitioner as was being paid earlier, pending further orders.	

		Issue notice to respondents. Learned counsel for the petitioner is permitted to takeout personal notice to the respondents through registered post with acknowledgment due and file proof of service in the Registry. List the matter on 12.12.2025. _____ VN, J SNI	
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