

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE ELEVENTH DAY OF NOVEMBER,

TWO THOUSAND AND TWENTY FIVE

:PRESENT:

HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 30497 OF 2025



Between:

G.Ravi Kumar, S/o Vijaya Prasad, Aged 60 years, Working as Special Grade Civil Surgeon, ESI Hospital, Vijayawada, R/o 202 Kamala Residency, Do.No. 48-11-10/5A Near Aayush hospital. Currency nagar, Vijayawada-08. ESI Hospital, Vijayawada.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep by its Special Chief Secretary to Government Labour, Factories, Boilers and Insurance Medical Services department, A.P. Secretariat, Velgapudi, Guntur District.
2. The Director of Insurance Medical Services, State of Andhra Pradesh Kesineni Venkaiah Nagar, Enikepadu, Vijayawada, NTR District

...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 declare the action of the respondents in not concluding long pending disciplinary proceedings vide G.O.Rt.No.165 Labour, Factories, Boilers and IMS (IMS and VIG) Department dated 11.05.2022 (incident pertaining to the year 2009), as per G.O.Ms.No.679 GA (SER.C) Department, dated 1-11-2008 and

G.O.Ms.No.91 GAD Dated- 12-09-2022 in spite of orders passed in W.P.No.28832 of 2022 dated 25-10-2024 is illegal, arbitrary and against the principles of natural justice and the inaction of the Respondents is against the spirit of judgment of the Honble Apex Court, reported in P.V.MAHADEVAN Vs. M.D. TAMIL NADU HOUSING BOARD and further, direct the Respondents to complete the disciplinary proceedings within 03 months, failing which the proceedings deemed to be quashed in and in terms of the similar orders passed in W.A.No.1072 of 2025 dated 07.10.2025;

IA NO: 1 OF 2025:

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 direct the respondents to conclude the disciplinary proceedings within 3 months, pending against the petitioner vide G.O.Rt.No.165 Labour, Factories, Boilers and IMS (IMS and VIG) Department dated 11.05.2022, pending disposal of WP.No.30497 of 2025, 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 upon hearing the arguments of Sri Chilamkurthi Satya Dev Naidu, Advocate for the Petitioner and Sri D. Vasmi Krishna, learned Assistant GP for Services II for the Respondents, the Court made the following;

ORDER:

“The present Writ Petition is filed seeking to declare the action of Respondents in not concluding long pending disciplinary proceedings vide G.O.Rt.No.165, Labour, Factories, Boilers and IMS (IMS & VIG) Department, dated 11.05.2022 as per G.O.Ms.No.679, GA (SER.C) Department, dated 01.11.2008 & G.O.Ms.No.91, GAD, dated

12.09.2022 and in spite of orders passed in W.P.No.28832 of 2022, dated 25.10.2024, as illegal and arbitrary.

The Petitioner had earlier filed W.P.No.28832 of 2022 before this Court seeking for expeditious conclusion of the disciplinary enquiry and this Court vide Order dated 25.10.2024 directed the Respondents to conclude the disciplinary enquiry as expeditiously as possible.

The Petitioner again filed the present Writ Petition as no progress was made in the departmental enquiry in spite of orders passed by this Court in W.P.No.28832 of 2022, dated 25.10.2024.

Mr. D. Vasmi Krishna, learned Assistant Government Pleader appearing for the Respondents on instructions would submit that the Enquiry Officer is yet to be appointed.

The delay in conclusion of enquiries appears to be a matter of normalcy and this Court on daily basis is hearing cases, where delinquents are complaining regarding delay in conclusion of the disciplinary proceedings and the impact it is having on their career prospects i.e. promotion, retirement benefits and postings etc.,

Though the State Government had issued G.O.Ms.No.679, GA (SER.C) Department, dated 01.11.2008 and G.O.Ms.No.91, General Administration Department, dated 12.09.2022 fixing the time frames in conclusion of departmental enquiries and also making the Presenting Officer and Enquiry Officer answerable for the delay. Nothing much seems to be changed in that context.

Smt. S. Pranathi, learned Special Government Pleader attached to the office of the learned Advocate General appears and would submit that the issue would be examined by the concerned authorities and find a long-lasting solution to these delays in conclusion of departmental enquiries.

To understand the magnitude of this chronic problem, it would be profitable to the State Government as well as to this Court to have a data of departmental enquiries pending in all the departments of the State Governments and their status.

Therefore, the Chief Secretary to the State Government is directed to submit a report regarding the departmental enquiries pending as on date in various departments with details of date of initiation of enquiry, date of appointment of Enquiry Officer and Presenting Officer apart from the stage of enquiry.

Post this case on 02.12.2025 in the 'Motion List'."

//TRUE COPY//

For

SD/-B.CHITTI JOSEPH
DEPUTY REGISTRAR
SECTION OFFICER

To,

1. The Chief Secretary, State of Andhra Pradesh, A.P. Secretariat, Velgapudi, Guntur District. (by **Special Messenger**)
2. The Special Chief Secretary to Government Labour, State of Andhra Pradesh, Factories, Boilers and Insurance Medical Services department, A.P. Secretariat, Velgapudi, Guntur District. (by **Special Messenger**)
3. The Director of Insurance Medical Services, State of Andhra Pradesh Kesineni Venkaiah Nagar, Enikepadu, Vijayawada, NTR District (by **RPAD**)
4. One CC to Sri. Chilamkurthi Satya Dev Naidu, Advocate [OPUC]
5. Two CCs to GP for Services II, High Court of Andhra Pradesh. [OUT]
6. Two CCs to Advocate General, High Court of AP [OUT]
7. One spare copy

HIGH COURT

VN,J

DATED:11/11/2025

POST THIS CASE ON 02.12.2025 IN THE MOTION LIST

ORDER

WP.No.30497 of 2025

DIRECTION

