

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).20249/2008

(From the judgement and order dated 05/03/2008 in WP No. 3645/2008
of The HIGH COURT OF A.P AT HYDERABAD)

K.NAGI REDDY Petitioner(s)

VERSUS

GOVT. OF A.P. & ORS. Respondent(s)

(With appln(s) for directions and prayer for interim relief and
office report)
WITH I.A.NO.3(Appn. For permission to bring on record additional
documents) (For final disposal)

Date: 20/09/2010 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. R. Santhan Krishnan,Adv.
Praveen Kumar Pandey,Adv.
Mr. Aditya Archiya,Adv.
Mr. C.S.N. Mohan Rao, Adv.

For Respondent(s) Mr. I. V enkata Narayana,Sr.Adv.
Mr. G.N. Reddy, Adv.
Mr. V. Pattabhi Ram,Adv.

UPON hearing counsel the Court made the following
O R D E R

The Special Leave Petition is disposed of in terms
of the signed order.

(O.P. Sharma) (M.S. Negi)
Court Master Court Master
(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

SPECIAL LEAVE PETITION (CIVIL)NO.20249/2008

K.NAGI REDDY Petitioner(s)

VERSUS

GOVT. OF ANDHRA PRADESH & ORS. Respondent(s)

O R D E R

1. The petitioner was working as a Pharmaceutical Chemist in Siddartha Medical College, Vijayawada. The said post was declared to be surplus as it was decided that there was no need for a Pharmaceutical Chemist. The State Government has a scheme for re-deployment of the surplus personnel in other departments subject to the candidate possessing requisite qualification. By G.O. Ms.No.187 dated 1.7.2006, the State Government provided that certain posts of Senior Scientific Officers, Junior Scientific Officers and Junior Analysts in the establishment of Director General of Drugs and Copyright could be filled by way of deputation /redeployment. In pursuance of the said G.O. Dated 1.7.2006, the petitioner was re-deployed as a Junior Scientific Officer in the establishment of Director General of Drugs & Copyright, Drugs Control Department, Hyderabad. That was challenged

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by respondents 4 and 5 whose promotional chances were likely to be adversely affected by such a provision for redeployment, by filing an Original Application before the A.P. Administrative Tribunal. The Tribunal, by order dated 21.1.2008 held that the G.O. dated 1.7.2006 was contrary to the provisions of the A.P. Drug Control Subordinate Service Rules, 1996 and therefore unenforceable. The petitioner filed a writ petition challenging the said order which was dismissed by the High Court by the impugned order dated 5.3.2008. Petitioner has filed this special leave petition challenging the said order.

2. It is stated that in view of the orders of the Tribunal and the High Court, the petitioner is continued to be employed in the Siddartha College without work, but is being paid salary by the State Government.

3. Learned counsel for the State Government stated that respondents 4 and 5 have now been promoted and they are no longer interested in pursuing the matter. He also

submitted that the pendency of this matter had come in the way of petitioner being redeployed in other departments. He submitted that the petitioner will be redeployed in some suitable post in any department where it was possible

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to accommodate him.

4. The Special Leave Petition is, therefore, disposed of without interfering with the order of the High Court, recording the said submission on behalf of the State Government that the petitioner would be redeployed in some suitable post within three months.

.....J.
(R.V. RAVEENDRAN)

NEW DELHI
SEPTEMBER 20, 2010.

.....J.
(H.L. GOKHALE)