

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI  
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE TWENTIETH DAY OF APRIL  
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE JOYMALYA BAGCHI

AND

THE HONOURABLE SRI JUSTICE M.GANGA RAO



WRIT PETITION NO: 2812 OF 2021

Between:

1. Union of India,, Rep. by its Chief Commissioner, Central Excise and Customs, Visakhapatnam Zone, Visakhapatnam.
2. The Commissioner,, Customs and Central Excise, Kannavarithota, Guntur, Guntur District

Petitioners

AND

1. G.Venkat Babu, S/o Yesobu; Aged about 38 years, Occ- Casual Labour (Temporary Status), O/o The Commissioner, Customs, Central Excise and Service Tax, Guntur Commissionerate, Guntur, R/o Type-II, Central Excise Quarter, GT Road, Guntur.
2. B.Muralidhar Rao, S/o Bapana Raj u, Aged about 53 years, Occ- Casual Labour (Temporary Status), Customs, Central Excise and Service Tax, Guntur Commissionerate, Guntur, Rio Type-II, Central Excise Quarter, GT Road, Guntur.

Respondents

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 an order or direction more particularly in the nature of Writ of Certiorari, calling for the records pertaining to Oral Order dated 14/10/2020 in O.A. No. 020/01166/2014 of the Central Administrative Tribunal, Hyderabad Bench, Hyderabad and quash the same as illegal, arbitrary, contrary to law.

**IA NO: 1 OF 2021**

Petition under Section 151 CPC 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 operation of the order dated 14.10.2020 in O.A. No. 020/01166/2014 passed by the Hon'ble Central Administrative Tribunal, Hyderabad Bench, Hyderabad pending disposal of WP 2812 of 2021, 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 N. Harinath, Asst Solicitor General for the Petitioners and of Sri J. Sudheer Advocate for the Respondents, the Court made the following.

**ORDER:**

(Proceedings taken up through Video Conferencing)

Mr. J. Sudheer, learned senior counsel appearing for the respondents submits 2<sup>nd</sup> respondent has retired in the meantime. His pensionary benefits have not been released due to pendency of this writ petition.

Having heard the parties, we direct that the admitted pensionary benefits of the 2<sup>nd</sup> respondent may be released.

Post on 25.06.2021.

//TRUE COPY//

Sd/- B. NARSING RAO  
ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To

1. G.Venkat Babu, S/o Yesobu, Occ- Casual Labour (Temporary Status), O/o The Commissioner, Customs, Central Excise and Service Tax, Guntur Commissionerate, Guntur, R/o Type-II, Central Excise Quarter, GT Road, Guntur.
2. B.Muralidhar Rao, S/o Bapana Raju, Occ- Casual Labour (Temporary Status), Customs, Central Excise and Service Tax, Guntur Commissionerate, Guntur, R/o Type-II, Central Excise Quarter, GT Road, Guntur. **(1 & 2 by RPAD)**
3. One CC to Sri N. Harinath, Asst Solicitor General, High Court of A.P at Amaravati [OUT]
4. One CC to Sri J Sudheer, Advocate [OPUC]
5. One spare copy

TVR



HIGH COURT

JBJ & MGRJ

DATED:20/04/2021

ORDER

WP.No.2812 of 2021

POST ON 25.06.2021

