



**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

WEDNESDAY, THE THIRTY FIRST DAY OF MARCH,
TWO THOUSAND AND TWENTY ONE

:PRESENT:

**THE HONOURABLE SMT JUSTICE KONGARA VIJAYA LAKSHMI
WRIT PETITION NO: 7455 OF 2021**

Between:

Meriga Joshuva, S/o Raghuvelu, Aged 57 years, Working as School Assistant (Social),
MPUP School, Yathanuru Village, Venkatagiri Mandal, SPSR Nellore District, Andhra
Pradesh State.

...Petitioner

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, School Education Department, Secretariat Buildings, Velagapudi, Guntur District.
2. The Commissioner and Director of School Education, B Block, Anjaneya Towers, Ibrahimpatnam, Krishna District.
3. The District Collector, SPSR Nellore District, Nellore.
4. The District Educational Officer, SPSR Nellore District, Nellore.
5. The Mandal Educational Officer, Venkatagiri Mandal, SPSR Nellore District.

...Respondents

WHEREAS the Petitioner above named through his Advocate Sri G.V.L.MURHTY presented this 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 a Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus the action of the respondents, particularly the respondents No.4 and 5 in issuing the transfer Order through proceedings in Rc.No.4310/B3/2020, dated 22.01.2021, transferring/posting the petitioner from MPUP School, Yathuluru, Venkatagiri Mandal, SPSR Nellore District to MPUP School, Tanayali, Doravari Satram Mandal, SPSR Nellore and accordingly in issuing the relieving order through Proceedings No.25/Transfers /2020, dated 29.01.2021 is highly illegal, arbitrary, unjust, improper, contrary the Rules framed under G.O.Ms.No.53 dated 12.10.2020, contrary to the directions of the Hon'ble High Court Orders dated 23.12.2020 and 07.01.2021 passed in WP.No.24796 of 2020 and in violation of fundamental rights guaranteed under Article 14, 16 and 21 of the Constitution of India and consequently set-aside the Transfer Order and Relieving Order vide Proceedings in Rc.No.4310/B3/2020, dated 22.01.2021 and Proceedings in Rc.No.25/Transfers /2020, dated 29.01.2021 issued by the respondents No.4 and 5, directing the respondents to retain/continue the petitioner in the present place i.e. MPUP School, Yathuluru, Venkatagiri Mandal, SPSR Nellore District.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri G.V.L.Murthy, Advocate for the Petitioner and GP for Education for the Respondents, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, School Education Department, Secretariat Buildings, Velagapudi, Guntur District, State of Andhra Pradesh.
2. The Commissioner and Director of School Education, B Block, Anjaneya Towers, Ibrahimpatnam, Krishna District.
3. The District Collector, SPSR Nellore District, Nellore.
4. The District Educational Officer, SPSR Nellore District, Nellore.
5. The Mandal Educational Officer, Venkatagiri Mandal, SPSR Nellore District.

are be and hereby directed to show cause either appearing in person or through an Advocate, as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

**The Court made the following:
ORDER:**

"Notice before admission.

Learned Government Pleader for Education seeks time to get instructions in the matter.

List the matter after three (3) weeks."

//TRUE COPY//

**SD/- CHITTI JOSEPH
ASSISTANT REGISTRAR**

SECTION OFFICER

For

To,

1. The Principal Secretary, School Education Department, Secretariat Buildings, Velagapudi, Guntur District, State of Andhra Pradesh.
2. The Commissioner and Director of School Education, B Block, Anjaneya Towers, Ibrahimpatnam, Krishna District.
3. The District Collector, SPSR Nellore District, Nellore.
4. The District Educational Officer, SPSR Nellore District, Nellore.
5. The Mandal Educational Officer, Venkatagiri Mandal, SPSR Nellore District.
(Addresses 1 to 5 by RPAD- along with a copy of petition and affidavit)
6. One CC to Sri. G.V.L.Murthy, Advocate [OPUC]
7. Two CCs to GP for Education, High Court of Andhra Pradesh. [OUT]
8. One spare copy

MM

HIGH COURT

KVLJ

DATED:31/03/2021

NOTE: LIST THE MATTER AFTER THREE WEEKS

NOTICE BEFORE ADMISSION

WP.No.7455 of 2021

