

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

TUESDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE VENKATESWARLU NIMMAGADDA



IA No. 1 OF 2023

IN

WP NO: 7081 OF 2023

Between:

1. P Panduranga, S/o Late P. Sesha Rao, Aged. 60 years, Occ. Executive Engineer, R/o H.No.68-8-15/20A, Sesharao Street, Ashok Nagar, Kakinada Urban, Kakinada District (Formerly East Godavari District)
2. Gondu Tirupathi Rao, S/o Appala Suryanarayana, Aged. 60 years, Occ. Field Officer (Grade-I), R/o H.No.4-105, Gondu Street, Narasannapeta Mandal, Srikakulam District.
3. Shaik Saidavali, S/o Shaik Gouse Saheb, Aged. 60 years, Occ. Executive Engineer, R/o Plot No.6, Vysya Bank Colony, Srikakulam District.

...Petitioners

AND

1. New & Renewable Energy Development Corporation Of Andhra Pradesh Ltd (NREDCAP), Rep. By its Vice-Chairman and Managing Director, 12-464/5/1, River Oaks Apartment, CSR Kalyana Mandapam Road, Tadepalli, Guntur District -522501.
2. Vice-Chairman and Managing Director, New & Renewable Energy Development Corporation of Andhra Pradesh Ltd., (NREDCAP), 12-464/5/1, River Oaks Apartment, CSR Kalyana Mandapam Road, Tadepalli, Guntur District - 522501.
3. State of Andhra Pradesh, Rep. By its Special Chief Secretary to Government, Department of Finance (HR.IV-FR & LR), Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
4. State of Andhra Pradesh, Rep. By its Special Chief Secretary to Government, Energy Department, Government of A.P., Secretariat, Velagapudi, Amaravati, Guntur District.

...Respondents

Counsel for the Petitioner :SRINIVAS AMBATI

Counsel for the Respondent Nos.1 & 2: SRI ALAPATI VIVEKANANDA

Counsel for the Respondent No.3: GP FOR FINANCE

Counsel for the Respondent No.4: GP FOR ENERGY

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to permit the petitioners to continue in their service till attaining their superannuation age of 62 years by suspending the operation of Paragraph No.6 and Paragraph No.8 of the 3rd respondent's Circular Memo.No.1813129/FIN01-HR/212/2022-HR-IV-1, dt. 23.09.2022, pending disposal of WP No. 7081 of 2023, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order. (The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

"Heard both sides.

For the reasons stated in the accompanying affidavit filed in support of the application and having regard to the submissions made by learned counsels for both the parties, there shall be an interim suspension of the operation of the Paragraph No.6 and Paragraph No.8 of the Circular Memo No.1813129/FIN01-HR/212/2022-HR-IV, dated 23.09.2022, issued by the respondents. Further, the respondents are directed to continue the till petitioners in service till they attain the age of superannuation of 62 years."

Sd/- K.J. RAJA BABU
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Vice-Chairman and Managing Director, New & Renewable Energy Development Corporation Of Andhra Pradesh Ltd (NREDCAP), 12-464/5/1, River Oaks Apartment, CSR Kalyana Mandapam Road, Tadepalli, Guntur District -522501.
2. Vice-Chairman and Managing Director, New & Renewable Energy Development Corporation of Andhra Pradesh Ltd., (NREDCAP), 12-464/5/1, River Oaks Apartment, CSR Kalyana Mandapam Road, Tadepalli, Guntur District - 522501.
3. The Special Chief Secretary to Government, Department of Finance (HR.IV-FR & LR), State of Andhra Pradesh, Government of Andhra Pradesh, Secretariat, Velagapudi, Amaravati, Guntur District.
4. The Special Chief Secretary to Government, Energy Department, State of Andhra Pradesh, Government of A.P., Secretariat, Velagapudi, Amaravati, Guntur District. **(1 to 4 By RPAD)**
5. One CC to Sri. Srinivas Ambati, Advocate [OPUC]
6. One CC to Sri. Alapati Vivekananda, Standing Counsel [OPUC]
7. Two CCs to GP for Finance, High Court of AP [OUT]
8. Two CCs to GP for Energy, High Court of AP [OUT]
9. One spare copy

MSB

HIGH COURT

NV,J

DATED:21/03/2023

ORDER

LIST THE MATTER AFTER FOUR (04) WEEKS

IA NO.1 OF 2023
IN
WP.No.7081 of 2023

INTERIM DIRECTION

