

IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI**[3206]****TUESDAY, THE NINETEENTH DAY OF MAY
TWO THOUSAND AND TWENTY****: PRESENT:****THE HONOURABLE SRI JUSTICE R RAGHUNANDAN RAO
WRIT PETITION NO: 8882 OF 2020****Between:**

1. S.D Tejeswar Rao, S/o (late) S.D.Narayana Rao aged about 56 years, Occ Inspeccor of Police, ACB Wing, Kurnool, A.P.
2. D.Prabhakar, S/o D.Narayanappa, aged about 51 years, Occ Inspeccor of Police, CID Kurnool, A.P.
3. K.Yellam Raju, S/o K.Yellam Raju aged about 54 years, Occ Inspeccor of Police, CCS Kurnool, A.P.
4. T.Sainath, S/o (late) T.Venkata Swamy, aged about 52 years, Occ. Inspeccor of Police, PTC Ananthpur, A.P.
5. B.Ugandhar babu, S/o B.Sankaraih aged about 53 years, Occ. Inspeccor of Police, CCS Ananthpur, A.P.
6. G. Prasad, S/o (Late) Chennaiah, aged about 52 years, Occ. Inspeccor of Police, Nandikotukur Circle, Ananthpur, A.P.
7. M.Siva prasad, S/o Gate) Subbarayudu, aged about 52 years, Occ. Inspeccor of Police, Police Training college, Ananthpur, A.P.
8. M. Adinarayana, S/o Rangaiah, aged aged about 49 years, Occ. Inspeccor of Police, Police Training college, Ananthpur, A.P.
9. U.Venkatakumar, S/o U.Narayanappa aged aged about 54 years, Occ. Inspector of Police, presently attached to S.P.Chittur, A.P.
10. B.Nagaraju, S/o B.Thikkaiah, aged about 49 years, Occ. Inspeccor of Police, Attached to S.P. Ananthapur A.P.

Petitioner**AND**

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Home Department, Secretariat Building, Velagapudi, Amaravathi.
2. The Director General of Police, Government of Andhra Pradesh, Mangalagiri. Amaravathi.

Respondent/s

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 to declaring the action on the part of the respondents herein, proceeding to issue promotions from Inspector to D.S.P without following procedure as per service rules by ignoring seniority as per their date of appointment from the beginning in view of the Judgment of the Supreme Court of India in Civil Appeal No. 8833/2019 and batch dated 19/11/2019, and also without taking any action on representations dated 19.03.2020 of the petitioners as illegal, arbitrary and violative of the Article 14, 16, 21 and 309 of constitution of India and consequentially direct the Respondents not to proceed further without taking into consideration of the seniority as per the date of appointment by following procedure as per service rules in view Judgment of the Supreme Court of India in Civil Appeal No. 8833/2019 and batch dt. 19/11/2019

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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 consider the promotions from Inspector to D.S.P of Police by taken into consideration of the seniority as per the date of appointment by following procedure as per service rules in view of the Judgment of the Supreme Court of India in Civil Appeal No. 8833/2019 and batch dated 19/11/2019 based on the representations dated 19-3-2020 of the petitioners pending disposal of WP 8882 of 2020, 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 BOKKA

SATYANARAYANA KAMLA Advocate for the Petitioners, and the Court made the following.

ORDER:

"The petitioners have given representation dated 19.03.2020 to the Principal Secretary for Home Department and to the Director General of Police, Andhra Pradesh, to consider their cases in relation to the seniority list and promotions that are being carried out to the post of DSP.

The respondents are directed to consider the representation submitted by the petitioners and dispose of the same strictly in accordance with law.

It is made clear that if any promotions are made, the same will be subject to the result of the Writ Petition.

Post on 29.06.2020".

SD/-M.RAMESH BABU
ASSISTANT REGISTRAR

//TRUE COPY//


For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Home Department, Secretariat Building, State of Andhra Pradesh, Velagapudi, Amaravathi.
2. The Director General of Police, Government of Andhra Pradesh, Mangalagiri. Amaravathi. (by RPAD)
3. One CC to SRI. BOKKA SATYANARAYANA KAMLA Advocate [OPUC]
4. One spare copy

HIGH COURT

RRRJ

DATED:19/05/2020

NOTE: POST ON 29-06-2020

ORDER

WP.No.8882 of 2020

DIRECTION