

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI
(SPECIAL ORIGINAL JURISIDICITION)
THURSDAY ,THE TWENTY EIGHTH DAY OF MAY
TWO THOUSAND AND TWENTY

:PRESENT:
THE HONOURABLE SMT JUSTICE T. RAJANI



WRIT PETITION NO: 9215 OF 2020

Between:

D. Anand Kumar, S/o Sarveshwar Rao

AND

Petitioner

1. The State of Andhra Pradesh,, Represented by its Special Chief Secretary Water Resources Department, Secretariat, Velagapudi, Amaravati, Guntur District, A.P
2. The Engineer-in-Chief (Administration), Water Resources Department, Vijayawada, A.P. (Convenor)
3. The Engineer-in-Chief (Irrigation), A.P. Water Resources Department, Vijayawada, Andhra Pradesh. (Member)
4. The Screening Committee, Rep. by its Convenor, Engineer-in-Chief Water Resources Department, Vijayawada, A.P.

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 a Writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the 1st respondent in issuing G.O.R.T. No. 543 water Resources service I Dept. dt. 9-12-2019 as illegal, arbitrary, unconstitutional and contrary to Rule 23 of AP Civil Services (Conduct) Rules 1964 and liable to be set aside and consequently direct Respondent No.1 to reconstitute the screening committee by appointing new members who are not connected with the seniority list published vide Memo dated 21-01-2020 for promotions to the post of 1st and 2nd level Gazetted categories for the post of Deputy Executive Engineers for the panel years 1975-76 onwards in Irrigation and CAD (Water resources Department) Andhra Pradesh

IA NO: 1 OF 2020

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 G.O.R.T.No. 543 water Resources service I Dept. dated 9-12-2019 issued by the Respondent No.1, pending disposal of WP 9215 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 T.D. Pani Kumar Advocate for the Petitioner and of GP for Services I for the Respondents, the Court made the following.

ORDER:

Learned Government Pleader requests time to file counter.

Post on 17.6.2020.

In the meanwhile, considering that two of the members of the Screening Committee, as per G.O.Rt.No.543, Water Resources (SER.I) Department, dated 09.12.2019, are also beneficiaries and that G.O.Rt.No.1129, Irrigation & CAD (SER.I.2) Department, dated 08.10.2012, spells that beneficiaries cannot be members of the Screening Committee, there shall be no further proceedings in respect of constituting the Screening Committee.

Sd/- M. SURYANATHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The State of Andhra Pradesh,, Represented by its Special Chief Secretary Water Resources Department, Secretariat, Velagapudi, Amaravati, Guntur District, A.P (by RPAD)
2. The Engineer-in-Chief (Administration), Water Resources Department, Vijayawada, A.P. (Convenor) (by RPAD)
3. The Engineer-in-Chief (Irrigation), A.P. Water Resources Department, Vijayawada, Andhra Pradesh. (Member) (by RPAD)
4. The Screening Committee, Rep. by its Convenor, Engineer-in-Chief Water Resources Department, Vijayawada, A.P. (by RPAD)
5. One CC to Sri T. D. Pani Kumar, Advocate [OPUC]
6. Two CCs to GP for Services I, High Court of Andhra Pradesh. [OUT]
7. One spare copy

TVR

HIGH COURT

TRJ

DATED: 29/05/2020

28/05/2020

POST ON 17.06.2020

ORDER

WP.No.9215 of 2020

DIRECTION

