

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

[ 3285 ]

WEDNESDAY, THE ELEVENTH DAY OF AUGUST,  
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE THE CHIEF JUSTICE SRI ARUP KUMAR GOSWAMI  
AND  
THE HONOURABLE SRI JUSTICE NINALA JAYASURYA

IA No. 1 OF 2021

IN

WA NO: 514 OF 2021

Between:

The Vice Chairman and Managing Director, Andhra Pradesh State Road Transport Corporation, RTC House, Vijayawada,, Krishna District.

...Appellant/Respondent No.2 in W.P  
(Appellant in WA 514 OF 2021  
on the file of High Court)

AND

1. Thota Venkateswarlu, S/o Thota Das, aged .about 58 years, Retired Accounts Officer, APSRTC, O/o Executive Director, Nellore R/o Ongole, Prakasam District.
  2. M. Eswar Naidu, S/o Tata Abbanaidu, Aged about 58 years, Retd Assistant Traffic Manager(C) O/o Regional Manager, APSRTC, Nellore, R/o Nellore, SPSR Nellore District.
  3. KV Subba Rao, S/o Nancharaiah, aged about 58 years, Retd Assistant Manager, (P), Head office APSRTC, Vijayawada. R/o Vijayawada, Krishna District.
  4. Mohammad Suleman, S/o Usman, aged about 58 years, Retd. Superintendent (P), APSRTC Kandukur Depot, R/o Chirala.
  5. S. Ramu, S/o Siva Ramaiah, aged about 58 years, Retd Deputy Superintendent (F). APSRTC Chirala Depot, R/o Chirala.
  6. S.I.K Basha, S/o Sd. Davood, aged about 58 years, Retd Deputy Superintendent (1), APSRTC Kavali Depot, R/o Ongole.
  7. S.V Rao, , S/o Pitchaiah, aged about 58 years, Retired Senior Assistant (F), O/o Regional Manager, APSRTC Ongole, R/o Ongole, Prakasam District.
  8. O.Venkateswariu, S/o Venkataiah, aged about 58 years, Retired Senior Assistant (F), O/o Divisional Manager, APSRTC, Ongole. R/o Ongole, Prakasam District
  9. N. Veeraiah, S/o Ramaiah, Aged about 58 years, Retired Assistant Depot Clerk, Nellore-1 Depot, Depot, R/o Nellore.
  10. M.V.R. Babu, S/o Venkatappa, aged about 58 years, Retired Junior Assistant (F), APSRTC, Office of RMO Office, Ongole, R/o Nellore.
  11. G Sankara Rao, S/o Yamidisetty, aged about 58 years, Retired Conductor, APSRTC, Chirala Depot, R/o Chirala.
  12. P.CH.S Rao, S/o Venkateswarlu, aged about 58 years, Retired Conductor, APSRTC, Chirala Depot, R/o Chirala.
  13. SK. Abdulla, S/o Usman, aged about 58 years, Retired Driver, APSRTC, Chirala Depot, R/o Chirala.
  14. SK. Sharif, S/o Usman, aged about 58 years, Retired Driver, APSRTC, Chirala depot, R/o Chirala.
  15. SK. Rahim, S/o Adam Saheb, aged about 58 years, Retired Driver, APSRTC, Chirala Depot, R/o Chirala.
  16. K.V.B. Achary, S/o Lingamachary, aged about 58 years, Retired Assistant Depot Clerk, APSRTC, Ongole Depot, R/o Ongole.
  17. K.V. Rao, S/o Ramaiah, aged about 58 years, Retired Assistant Depot Clerk, APSRTC, Ongole Depot, R/o Ongole.
  18. MV Rao, S/o Ramanaiah, aged about 58 years, Retired Assistant Manager, (material), APSRTC, Ongole Depot, R/o D.No. 40-7-5, Kammapalem, Ongole
- ...Respondents/Writ Petitioners



19. The State of Andhra Pradesh, Rep by its Principal Secretary, Roads and Transport and Buildings, Secretariat Buildings, Velgapudi, Amaravathi. Guntur District - 522 503

...Respondents  
(Respondents in-do-)

**Counsel for the Petitioner : Sri P Durga Prasad SC FOR APSRTC**  
**Counsel for the Respondent Nos 1 to 18 : Sri A Rajendra Babu,**  
**Counsel for the Respondent No.19: GP for Roads and Buildings**

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 suspend the operation of the order dated 16.04.2021 passed in W.P.No. 20277 of 2019, pending disposal of WA No. 514 of 2021, 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:**

This application is filed seeking suspension of the order under appeal.

The writ petitioners had retired and they prayed for reinstatement into service until they attain the age of 60 years. By the order under appeal, the learned single Judge allowed the prayer made by the writ petitioners and directed the appellant to reinstate the writ petitioners into service, if they are below the age of 60 years.

Considering the submissions made by the learned counsel for the parties, we deem it appropriate to suspend the order of the learned single Judge.

Accordingly, the order under appeal insofar as it relates to W.P.No.20277 of 2019 is suspended till disposal of the appeal.

SD/- CHITTI JOSEPH  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

For

To,

1. Thota Venkateswarlu, S/o Thota Das, aged about 58 years, Retired Accounts Officer, APSRTC, O/o Executive Director, Nellore R/o Ongole, Prakasam District.
2. M. Eswar Naidu, S/o Tata Abbanaidu, Aged about 58 years, Retd Assistant Traffic Manager(C) O/o Regional Manager, APSRTC, Nellore, R/o Nellore, SPSR Nellore District.
3. KV Subba Rao, S/o Nancharaiah, aged about 58 years, Retd Assistant Manager, (P), Head office APSRTC, Vijayawada. R/o Vijayawada, Krishna District.
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5. S. Ramu, S/o Siva Ramaiah, aged about 58 years, Retd Deputy Superintendent (F). APSRTC Chirala Depot, R/o Chirala.
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18. MV Rao, S/o Ramanaiah, aged about 58 years, Retired Assistant Manager, (material), APSRTC, Ongole Depot, R/o D.No. 40-7-5, Kammapalem, Ongole
19. The Principal Secretary, Roads and Transport and Buildings, Secretariat Buildings, State of A.P., Velgapudi, Amaravathi. Guntur District - 522 503  
**(Addressee Nos 1 to 19 By RPAD)**
20. One CC to Sri. P Durga Prasad, SC FOR APSRTC Advocate [OPUC]
21. One CC to Sri. A Rajendra Babu Advocate [OPUC]
22. Two CCs to GP for Roads and Buildings, High Court of A.P., at Amaravati (OUT)
23. Two spare copy
- Skm



**HIGH COURT**

**HCJ & NJS,J**

**DATED:11/08/2021**

**ORDER**

**IA. No. 1 of 2021**

**IN**

**WA.No.514 of 2021**

**DIRECTION**

