

**IN THE HIGH COURT OF ANDHRA PRADESH: AT AMARAVATI****(Special Original Jurisdiction)****TUESDAY, THE EIGHTEENTH DAY OF JULY  
TWO THOUSAND AND TWENTY THREE****:PRESENT:****THE HONOURABLE SRI JUSTICE D RAMESH****WRIT PETITION NO: 17550 OF 2023****Between:**

K.V.Srinivasa Rao, s/o late Sri Syam Sundara Rao, 62 years, Retired Administrative Officer, O/o Mandal Praja Parishad, Kavali (M), r/o H.No. 11-33-955 A, Vengala Rao Nagar, Kavali, SPSR Nellore District.

**Petitioner****AND**

The State of Andhra Pradesh, rep by its Spl. Chief Secretary, Panchayat Raj and Rural Development Department, A.P. Secretariat, Velagapudi, Guntur District

**Respondent**

Petition under Article 226 of the Constitution of India is filed 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 declare the action of the respondent in not concluding the long pending disciplinary Charges vide G.O.Rt.No. 796 PR&R (VIG.II) Department, dated. 30-11-2017 (Served on 10-10-2019) issued by the respondent, with a delay of 10 years, from the date of incident related to the years 2007, the pendency causing prejudice in getting full Pension and other retirement benefits, as illegal arbitrary and in violation of existing specific instructions of the Government issued in G.O.Ms.No. 679, and as well as the judgment of the Hon'ble Apex Court, reported in P.V.MAHADEVAN Vs. M.D. TAMIL NADU HOUSING BOARD, and accordingly set aside the same, consequently direct the respondent to conclude the disciplinary proceedings in terms of G.O.Ms.No. 679 GA (SER.C) Department, dated. 1-11-2008, and on the same analogy of orders passed in W.P.No. 14567 of 2019, dated. 25- 9-2019, conformed in W.A.No. 456 of 2021 dated. 16-9-2021, failing which the charges deemed to be quashed and the petitioner entitled to all retirement benefits.

**IA NO: 1 OF 2023**

Petition under Section 151 CPC is filed praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondent to complete the enquiry against the impugned Charge Memo issued G.O.Rt.No.796 PR & RD(Vig.II) Department, dated. 30-11-2017, with a time frame, pending disposal of the Writ Petition No.17550 of 2023, 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.RAMALINGESWARA RAO KOCHARLA KOTA Advocate for the Petitioner and of GP FOR SERVICES IV, for the Respondent, the Court made the following.

**ORDER:**

Considering the submissions and on perusal of the material on record, there shall be direction to the respondents to complete the enquiry and pass appropriate orders, considering the report as well as the explanation submitted by the petitioner, within a period of two (02) weeks from the date of receipt of a copy of the order.

**Post after four (04) weeks**

**Sd/- N. NAGAMMA  
ASSISTANT REGISTRAR**

**//TRUE COPY//**

**For /**

**SECTION OFFICER**

**To,**

1. The Spl. Chief Secretary, Panchayat Raj and Rural Development Department, State of Andhra Pradesh, A.P. Secretariat, Velagapudi, Guntur District (by RPAD)
2. One CC to SRI.RAMALINGESWARA RAO KOCHARLA KOTA Advocate [OPUC]
3. Two CCs to GP FOR SERVICES IV, High Court Of Andhra Pradesh. [OUT]
4. One spare copy

**SRL**



**HIGH COURT**

**DRJ**

**DATED:18/07/2023**

**NOTE: POST AFTER FOUR (04) WEEKS**

**—ORDER**

**WP.No.17550 of 2023**

**DIRECTION**

