

HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

MAIN CASE No.: W.P. No.19575 of 2023

PROCEEDING SHEET

Sl.No	DATE	ORDER	OFFICE NOTE
1.	04.08.2023	<p><u>VS, J</u></p> <p>Heard both sides.</p> <p>Learned counsel for the petitioner would submit that in similar circumstances, this Court granted an interim order dated 05.07.2023 in W.P.No.15603 of 2023 and requested to pass a similar order in this writ petition also.</p> <p>The interim order dated 05.07.2023 passed in W.P.No.15603 of 2023 is as follows:</p> <p>“Learned counsel for the petitioner has contended that while pending the criminal proceedings, on the very same charges, the respondents have issued the memorandum of charges dated 12.4.2023 and they are proceeding with the enquiry contrary to the orders passed by the Hon’ble Apex Court in CAPT.M.Pal Anthony Vs. Bharat Gold Mines Limited and Another¹.</p> <p>The respondents have placed the written instructions and relying on the judgment of the Hon’ble Apex Court in Karnataka Power Transmission Corporation Limited vs. C.Nagaraju and Others². Though they have discussed about the CAPT.M.Pal Anthony case, they have not differed the ratio decided in the above said judgment.</p> <p>In view of the same, there shall be stay of all further proceedings pursuant to the charge memo dated 12.4.2023.”</p>	

¹ (1999) 3 SCC 679

² (2019) 10 SCC 367

		<p>Hence, in view of the aforesaid order, this Court is inclined to pass a similar order in this writ petition also.</p> <p>Therefore, there shall be stay of all further proceedings pursuant to the charge memo dated 16.06.2023.</p> <p>Print the name of Mr.V.R.Reddy Kovvuri, learned Standing Counsel for APSPDCL.</p> <p>At his request, for filing counter, post the matter after two (2) weeks.</p> <p style="text-align: right;">_____ VS, J</p> <p>KGR</p>	
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