

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 22183 OF 2023



Between: :

B. Murali Krishna, S/o. Nageswara Rao, Aged about 46 years, Head Constable No. 495, Narasaraopet I Town Police Station, Palnadu District.

...PETITIONER

AND

1. The State of AP, rep., by Its Principal Secretary, Home, Department, Secretariat, Amaravathi.
2. The Director General of Police (Personnel), State of A.P , Mangalagiri, Guntur District.
3. The Inspector General of Police (SCZ), Guntur Range, Guntur.
4. The Superintendent of Police, District Police Office, Palnadu, Narasaraopeta.

...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 in the nature of Mandamus declaring that the petitioner is entitled for re-allotment / transfer to Bapatla district on spouse grounds from Palnadu district in terms of the policy of the Government to accommodate wife and husband at the same place or nearly place, considering the pathetic situation in which he is situated including the health condition of his wife Smt. A.Hema Latha, School Assistant, MPUPS Pedapuluguvari Palem, Bapatla District with all consequential benefits.

IA NO: 1 OF 2023

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 direct the respondents to consider the representation of the petitioner dated 21.07.2023 for his transfer from Palnadu district to Bapatla District on spouse grounds and pass appropriate orders, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI. SOMISETTY GANESH BABU

Counsel for the Respondents: GP FOR SERVICES I

The Court made the following: ORDER

HONOURABLE SMT. JUSTICE V.SUJATHA

WRIT PETITION No.22183 of 2023

ORDER:

The present Writ Petition came to be filed under Article 226 of the Constitution of India seeking the following relief:-

"...to issue a Writ, Order or direction more in the nature of Mandamus declaring that the petitioner is entitled for re-allotment/transfer to Bapatla district on spouse grounds from Palnadu district in terms of the policy of the Government to accommodate wife and husband at the same place or nearly place, considering the pathetic situation in which he is situated including the health condition of his wife Smt.A.Hema Latha, School Assistant, MPUPS Pedapuluguvari Palem, Bapatla District with all consequential benefits ...

2. The case of the petitioner, in brief, is that the petitioner was appointed as Police Constable in the year 1998 in Guntur District, subsequently promoted as Head Constable and presently working at Narasaraopet I Town Police Station. While so, wife of the petitioner i.e. one A.Hemalatha is working as School Assistant in MPUP Pedapuluguvari Palem of Karlapalem Mandal, Bapatla District and she is suffering from some health issues. Therefore, the petitioner submitted a representation to the 4th respondent requesting to consider the case of the petitioner for transfer to Bapatla District under spouse category. Despite the same, the respondents are not considering the request of the petitioner for his transfer from Palnadu District to Bapatla District. Hence, the present Writ Petition.

3. Heard learned counsel for the petitioner as well as learned Government Pleader for Services I appearing for the respondents.
4. Learned Government Pleader for Services-I, readily agreed to consider the representation made by the petitioner, dated 21.07.2023 and will pass appropriate orders in accordance with law.
5. Having regard to the facts and circumstances of the case and submissions made by the learned Government Pleader for Services-I, instead of going into the merits of the case, this Court feels it appropriate to dispose of the Writ Petition directing the respondents to consider the representation made by the petitioner dated 21.07.2023 and pass appropriate orders, if not yet passed in accordance with law, within a period of two (2) weeks from the date of receipt of the copy of this order.
6. Accordingly, with the above direction, this Writ Petition is disposed of. There shall be no order as to costs.

As a sequel, miscellaneous applications, pending, if any, shall also stand closed.

Sd/- B.PRASADA RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Home, Department, State of Andhra Pradesh, Secretariat, Velagapudi, Guntur District.
2. The Director General of Police (Personnel), State of Andhra Pradesh, Mangalagiri, Guntur District.
3. The Inspector General of Police (SCZ), Guntur Range, Guntur.
4. The Superintendent of Police, District Police Office, Palnadu, Narasaraopeta.
5. One CC to Sri. Somisetty Ganesh Babu, Advocate [OPUC]
6. Two CCs to GP for Services-I, High Court of Andhra Pradesh. [OUT]
7. Two CD Copies

Sdkr
gl

Sdkr

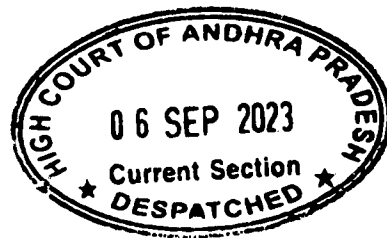
HIGH COURT

DATED:28/08/2023

ORDER

WP.No.22183 of 2023

9 copies
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DISPOSING OF THE WP WITHOUT COSTS