Date of reserved for orders : ---
Date of pronouncement : 02.07.2026
Date of uploading :

APHC010086512023

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

[3573]

THURSDAY, THE 2nd DAY OF JULY 2026

PRESENT

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

WRIT PETITION NO: 4369/2023

Between:

1. CH V V N MURTHY, S/O.CH.V.S.SREE RAMACHANDRA MURTHY, AGED ABOUT 58 YEARS, R/O. D.NO.4-5-3A, KASIBHATLA VARI STREET, NEAR AMBICA THEATRE, ELURU, ELURU DISTRICT.

...PETITIONER

AND

1. THE STATE OF AP, REPRESENTED BY ITS SECRETARY, MUNICIPAL ADMN. AND DEVELOPMENT, SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR.
2. MUNICIPAL CORPORATION, REP. BY ITS COMMISSIONER, ELURU, ELURU DISTRICT.

...RESPONDENT(S):

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 topleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus the proceedings in Roc.52956/2023/C1, dated 14-02-2023 of the 2nd Respondent suspended the Petitioner as Manager, Municipal Corporation, Eluru basing on the news item without conducting enquiry and following the procedure and without jurisdiction is illegal, arbitrary, unjust and contrary to the CCA Rules, 1991 and in violative of Art.14, 16 and 21 of Constitution of India and set aside the same and consequently direct the Respondents to reinstate the petitioner into service as Manager in the Respondent's Corporation with all consequential benefits and pass and to pass

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 pleased to suspend proceedings in Roc.52956/2023/C1, dated 14-02-2023 of the 2nd Respondent and direct the Respondents to reinstate the petitioner into service as Manager in the Respondent's Corporation pending disposal of the above writ petition and to pass

Counsel for the Petitioner:

1. PAVULURI SREENIVASULU

Counsel for the Respondent(S):

1. GP FOR SERVICES IV

The Court made the following:

ORDER:

The writ petition is filed under Article 226 of the Constitution of India seeking the following relief:

> *"…to issue a writ, order, or direction, more particularly one in the nature of a writ of mandamus, declaring the proceedings in Roc.No.52956/2023/C1, dated 14.02.2023 of the 2nd respondent, whereby the petitioner was suspended as Manager, Municipal Corporation, Eluru, as illegal, arbitrary, unjust, and contrary to the CCA Rules, 1991 and violative of Articles 14, 16, and 21 of the Constitution of India, and to set aside the same; and consequently to direct the respondents to reinstate the petitioner into service as Manager in the respondent Corporation with all consequential benefits and pass appropriate orders…"*

2. Heard the learned counsel representing Sri Pavuluri Sreenivasulu, learned counsel for the petitioner, appearing virtually online, and the learned Assistant Government Pleader for Services-IV appearing on behalf of the respondents.

3. On 22.02.2023, this Court granted interim suspension of the operation of the impugned proceedings *vide* Roc.No.52956/ 2023/C1, dated 14.02.2023, whereby the suspension order of the petitioner was stayed.

4. The learned counsel representing the petitioner submits that pursuant to the interim directions of this Court, the petitioner was reinstated into service and is continuing in service.

5. No counter-affidavit has been filed by the respondents.

6. As the interim order suspending the impugned proceedings was granted on 22.02.2023, and in view of the same, no further steps could be taken by the respondents, and since no counter-affidavit or vacate stay application has been filed by the respondents, the interim order dated 22.02.2023 is modified continuing the petition in service.

7. Further, the respondent authorities are at liberty to proceed with the enquiry, if any, pending against the petitioner and conclude the same. Continuation of the petition pursuant to the interim order shall be subject to the outcome of the said enquiry.

8. With the above directions, the Writ Petition is disposed of. There shall be no order as to costs.

As a sequel, all interlocutory applications, if any, pending in this writ petition shall also stand closed.

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BALAJI MEDAMALLI, J

2nd July, 2026
cbn

Whether the order is:

Speaking	Yes	Reasoned	No
Reportable	No	Non-Reportable	Yes

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THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

WRIT PETITION NO: 4369/2023

2nd July, 2026

cbn