

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD

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For the State of Telangana and the State of Andhra Pradesh

WP NO. 23238 of 2015

BetweenN

V. Sujatha and another

.. Petitioner(s)

And

The Asst. General Manager, Syndicate Bank, Vijayawada and another

.. Respondent(s)

DATE OF JUDGMENT PRONOUNCED: 28.7.2015

SUBMITTED FOR APPROVAL:

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THE HON'BLE SRI JUSTICE R. KANTHA RAO

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|---|--------|
| 1. Whether Reporters of Local news papers
may be allowed to see the Judgments? | Yes/No |
| 2. Whether the copies of judgment may be
marked to Law Reporters/Journals | Yes/No |
| 3. Whether Their Ladyship/Lordship wish to
see the fair copy of the Judgment? | Yes/No |

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Order :

This writ petition is filed seeking to declare the action of the 1st respondent in not allowing the petitioners to appear for interview for selection and appointment to the post of Part-time Sweeper/Peon as illegal, arbitrary and contrary to the judgment of the Apex Court and consequently to direct the respondents to consider the case of the petitioners for selection and appointment to the post of Part-time Sweeper/Peon without insisting that the name of the petitioners should be sponsored by the Employment Exchange.

Heard the learned counsel appearing for the petitioners and the learned counsel appearing for the respondents.

Learned counsel appearing for the petitioners submits that the petitioners have registered their names in the District Employment Exchange, Vijayawada, Krishna district. Learned counsel further submits that on the requisition made by the first respondent, the 2nd respondent sponsored certain names for the purpose of appointment to the posts of Part-time Sweeper/Peon, but the name of the petitioners were not sponsored.

The grievance of the petitioners is that even if their names are not sponsored by the Employment Exchange, the 1st respondent has to make an advertisement and call for the applications from the eligible candidates so as to enable them to appear for the interview. In **State of Bihar Vs . Upendra Narayan**

Singh and others^[1], the Apex Court took the view that the employer shall not restrict the eligible candidates to those who are sponsored by the Employment Exchange and the applications from the eligible candidates have to be called for by making publication in the news papers. In view of the judgment of the Apex Court, the respondents are directed to permit the petitioners to appear for the written test/interview for selection and appointment to the post of Part-time Sweeper/Peon.

Accordingly, the writ petition is disposed of at the admission stage. No order as to costs. The Miscellaneous Petitions, if any, pending in this writ petition shall stand closed.

JUSTICE R.KANTHA
RAO

Date:28.07.2015

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[\[1\]](#) 2009(5) SCC 65