

**IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH**

**TUESDAY, THE NINTH DAY OF FEBRUARY TWO
THOUSAND AND SIXTEEN**

Present

HON'BLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION No.3823 of 2016

Between:

D. Swami, S/o. Achanna,
Aged about 32 years, Occ: Technical Assistant,
(under termination), O/o.MPDO,
Rampachodavaram Mandal,
East Godavari District,
R/o.D.No.1-192, Indukuru Village & Post,
Devipatnam Mandal,
East Godavari District.

.. Petitioner

AND

The State of Andhra Pradesh,
Rep. by its Principal Secretary to Government,
Panchayat Raj & Rural Development Department,
A.P. Secretariat, Hyderabad – 500 022 & 4 others

.. Respondents

The Court made the following:

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HON'BLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION No.3823 of 2016

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ORDER:
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The petitioner is a Technical Assistant. The disciplinary proceedings initiated against the petitioner resulted in order of removal from service by proceedings, dated 08.07.2015. Aggrieved by the same, the petitioner claims to have preferred appeal to the Commissioner, A.P. Rural Development, Hyderabad (4th respondent) on 01.12.2015. Alleging that the appeal is not disposed of till date, this writ petition is filed.

2. Since the petitioner has a right of appeal and has availed the right of appeal by submitting appeal on 01.12.2015, the relief sought for in this writ petition cannot be granted at this stage.

3. However, since appeal is already filed and pending, the Writ Petition is disposed of directing the appellate authority i.e., the Commissioner, A.P. Rural Development, Hyderabad (4th respondent) to pass orders on the appeal filed by the petitioner on 01.12.2015, as expeditiously as possible, preferably within a period of eight (8) weeks from the date of receipt of copy of this order. There shall be no order as to costs. Miscellaneous petitions, if any, pending in this writ petition, shall stand closed.

P.NAVEEN RAO, J

