

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND
THE HON'BLE SRI JUSTICE G. SHYAM PRASAD

WRIT PETITION No.41110 of 2016

Between:

Y.V. Ramana

PETITIONERS

And

1. The State of Andhra Pradesh, rep. by its Principal Secretary,
Municipal Administration and Urban Development (Vig.I)
Department, Secretariat Buildings, 2nd Block, Velagapudi, Guntur
District. and others.

RESPONSENTS



THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND
THE HON'BLE SRI JUSTICE G. SHYAM PRASAD

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ORDER: (Per Hon'ble Sri Justice V. Ramasubramanian)

The petitioner, who was issued with a charge memo in the year 2004 and on account of which he was not granted promotion to the post of Assistant Director of Town and Country Planning, approached the Tribunal and filed O.A.No.4074 of 2016. The petitioner also sought an interim direction to consider his case for promotion without reference to the charge memo. But the Tribunal merely admitted the Original Application and did not grant interim direction. Therefore, the petitioner has come up with the present writ petition challenging the order of the Tribunal.

2. When a charge memo is under challenge there cannot be any interim direction, pending disposal of the Original Application, to promote a person without reference to the charge memo. Any promotion will be only subject to the outcome of the Original Application. Therefore, the Tribunal was right in not granting an ex parte interim order. Hence, the writ petition is dismissed.

3. As a sequel, pending miscellaneous petitions, if any, shall stand closed. There shall be no order as to costs.

JUSTICE V. RAMASUBRAMANIAN

JUSTICE G. SHYAM PRASAD

1st December, 2016
Js.

THE HON'BLE SRI JUSTICE V. RAMASUBRAMANIAN
AND
THE HON'BLE SRI JUSTICE G. SHYAM PRASAD

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Date: 01-12-2016

Js.