

THE HON'BLE SRI JUSTICE A.V. SESA SAI

WRIT PETITION No.11780 OF 2016

ORDER:

This Writ Petition is filed under Article 226 of the Constitution of India for the following relief:

“to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, to declare the action of the respondent No.2 in not calculating the retirement benefits and salary arrears during the gap period of suspension i.e., 26-11-1981 to 17-3-1989, inspite of the written representation dt.18-12-2015 followed by personal visits, as being illegal, arbitrary and unjust and consequently direct the 2nd respondent herein to calculate the gap period in the retirement benefits and salary arrears and to release the amounts forthwith, and to pass such other order or orders as this Hon'ble Court may deems fit and proper in the circumstances of the case.”

2. Heard Dr.K.Manmadha Rao, learned counsel, appearing for the petitioners and learned Government Pleader for Cooperation, appearing for the respondents.

3. When the matter is taken up, it is represented by the learned counsel for the petitioner that for redressal of the grievance of the petitioner, petitioner herein submitted a representation dated 18.12.2015 to the 2nd respondent herein and no orders have been passed on the said representation so far and a copy of the same is also placed on record. It is further requested by the learned counsel that necessary direction may be issued to the 2nd respondent to pass appropriate orders on the said representation, in accordance with law, by fixing some timeframe.

4. Recording the said submission and having regard to the nature

of controversy, Writ Petition is disposed of, without expressing any opinion on the merits and demerits of the matter and entitlement of the petitioner, directing the 2nd respondent herein to consider and pass appropriate orders on the representation dated 18.12.2015 said to have been submitted by the petitioner herein, in accordance with law, within a period of two months from the date of receipt of a copy of this order.

5. Miscellaneous petitions pending consideration, if any, in the Writ Petition shall stand closed in consequence. No order as to costs.

A.V.SESHA SAI, J

11.04.2016

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