

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

W.P. No.16644 of 2002ORDER:

This writ petition is filed seeking to issue a writ of Mandamus declaring the action of the 1st respondent in terminating the services of the petitioner, vide proceedings dated 17.08.2002, as arbitrary, illegal, discriminatory, without power or authority and also violative of the principles of natural justice and consequently to set aside the proceedings dated 17.08.2002 issued by the 1st respondent.

2. Heard Sri M.Vidya Sagar, learned counsel for the petitioner and the learned Government Pleader for Endowments.

3. It is the case of the petitioner that he was initially appointed in the year 1990 in Sri Veeranjanyaswamy Temple, Nallagarlapadu village, Rompicherla Mandal, Guntur district, and while he was discharging his duties as such, the 1st respondent issued the proceedings impugned, terminating the services of the petitioner without giving any opportunity to him. Aggrieved by the same, the present writ petition is filed.

3. Learned counsel for the petitioner submitted that on 02.09.2002, this Court granted interim suspension of the order impugned, and by virtue of the said interlocutory order, the petitioner is continuing in service.

4. This Court, having considered the submissions made by the parties, is of the view that the impugned termination order was passed without giving any notice to the petitioner. Therefore, the impugned termination order is liable to be set aside.

5. Accordingly, the impugned termination order is set aside with all consequential benefits. If the petitioner is being continued in service by virtue of the interlocutory order passed by this Court, he shall not be disturbed.

6. With the above directions, the writ petition is allowed. There shall be no order as to costs. Miscellaneous petitions pending, if any, shall stand closed.

ABHINAND KUMAR SHAVILI, J

Date: 01.11.2018
DMG

