

THE HON'BLE SRI JUSTICE SANJAY KUMAR

AND

THE HON'BLE SRI JUSTICE M.GANGA RAO

WRIT PETITION NO.10496 OF 2018

ORDER: {Per the Hon'ble Sri Justice Sanjay Kumar}

The prayer of the petitioner in this case reads as under:

“For the reasons stated in the accompanying affidavit, it is prayed that this Hon'ble Court may be pleased to issue a writ, order or direction more in the nature of Mandamus declaring the action of the respondents particularly APPSC in revising the selection list of Group-II Services pursuant to Advt. No.10/99 as illegal, bad and arbitrary and consequently set aside the final selection list dated 09.06.2017 in so far as the petitioner is concerned and direct the respondents to continue the petitioner as Assistant Commercial Tax Officer with all consequential benefits and pass such other and further orders as this Hon'ble Court may deem fit.”

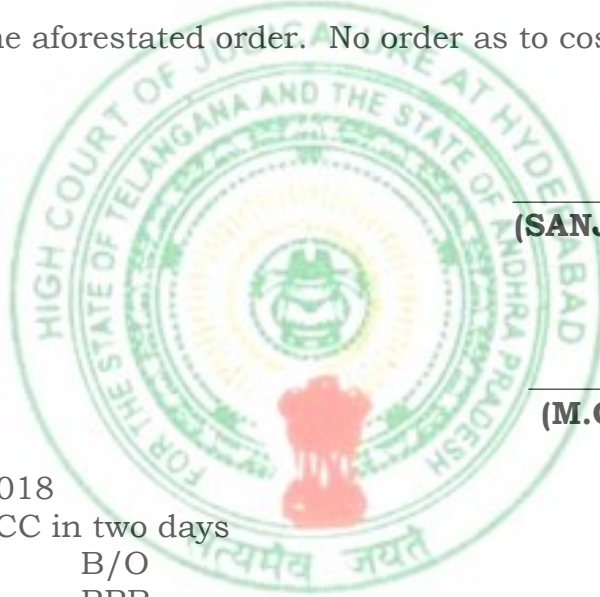
Sri P.Narasimha, learned counsel for the petitioner, and Sri Srinivasa Baba, learned counsel for the Andhra Pradesh public Service Commission, would state that no adjudication on merits is warranted at this stage as this Court had occasion to consider a similar issue in W.P.No.5419 of 2018 which was disposed of *vide* order dated 08.03.2018. A copy of the same is placed on record.

Perusal of the aforestated order reflects that this Court, upon being apprised that the issue raised in the Writ Petition was seized of by the Supreme Court, disposed of the Writ Petition directing the respondents to continue the petitioner therein in service in the existing post as per the willingness given by him pursuant to the communication received from the Andhra Pradesh Public Service Commission. It was also made clear that the same would be

subject to the outcome of the case pending before the Supreme Court.

In terms of the aforestated order, this Writ Petition is disposed of directing the authorities to continue the petitioner in service in his existing post as per the willingness given by him in response to the communication received from the Andhra Pradesh Public Service Commissioner. The same would however be subject to the outcome of the decision of the Supreme Court in the pending case.

Pending miscellaneous petitions, if any, shall stand closed in the light of the aforestated order. No order as to costs.



(SANJAY KUMAR, J)

(M.GANGA RAO, J)

29th March 2018

Note: Issue CC in two days

B/O

RRB