

**THE HON'BLE SRI JUSTICE SANJAY KUMAR
AND
THE HON'BLE SRI JUSTICE M.GANGA RAO**

WRIT PETITION NO.10886 OF 2018

ORDER

(Per 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 hereby prayed that this Hon’ble Court may be pleased to issue an appropriate writ or order more particularly one in the nature of writ of Mandamus declaring the revised selection of Group-II Services of Notification No.10/1999 in revised selection list dt.09.06.2017, as contrary to the judgment of the Hon’ble Supreme Court of India in Civil Appeal No.5099 of 2006 dated 18.02.2015 and declare the same as illegal, arbitrary and violative of Article 14, 16 and 21 of the Constitution of India and consequently hold that, the petitioner is entitled to hold the present post with all consequential benefits and to pass such other orders as this Hon’ble Court may deems fit just and proper in the circumstances of the case.’

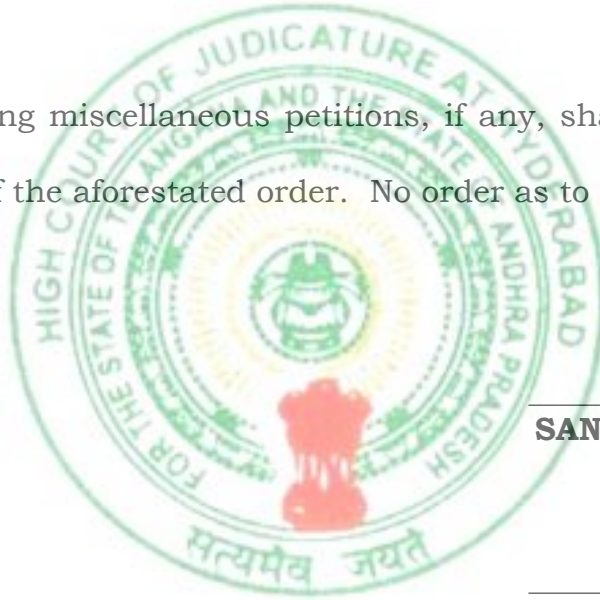
Sri Pottigari Sridhar Reddy, learned counsel for the petitioner, and Sri C.Srinivasa Baba, learned counsel for the Andhra Pradesh Public Service Commission, would state that no adjudication on merits is warranted at this stage as this Court had occasion to consider a similar issue in W.P.No.5419 of 2018 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 Commission. 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

2nd APRIL, 2018

Note: Issue C.C. by tomorrow.
B/o Svv