

THE HON'BLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION No.23778 OF 2018

DATED :25.07.2018

Between :

Smt.V.Lakshmi Devamma,
W/o.Late V.Venkateswarlu (Leading Fireman),
Aged about 47 yrs, D.No.3-40,
Bramhana Kotkur (Post),
Pagidyala Mdl, Kurnool District, A.P.,

..

Petitioner

And

The State of Andhra Pradesh,
Rep., by its Principal Secretary to Government,
Home, Disaster Response & Fire Services,
Room No.185, 2nd Block, Ground Floor,
A.P.Secretariat, Velagapudi, Amaravathi-523 501,
Krishna District, A.P. & others.

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Respondents



This court made the following :

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ORDER :

Husband of the petitioner was an employee of State of Andhra Pradesh. In this writ petition, petitioner is aggrieved by non-payment of terminal benefits on account of death of her husband. As the issue relates to service grievance of the husband of the petitioner, flowing out of service rendered by him in the service of State of Andhra Pradesh, the remedy available to such person is under the Administrative Tribunals Act, 1985 (for short 'the Act'). Aggrieved person has to invoke the jurisdiction of the Andhra Pradesh Administrative Tribunal, constituted under the Act. As held by the Hon'ble Supreme Court in ***L. Chandra Kumar Vs Union of India***¹, the Administrative Tribunal is the Court of first instance and the aggrieved person has to invoke the jurisdiction of Administrative Tribunal.

2. Thus, leaving it open to the petitioner to avail the remedy as available under the Act, the Writ Petition is dismissed. Pending miscellaneous petitions, if any, shall stand closed.

25th July, 2018
Rds

P.NAVEEN RAO,J

¹ AIR 1997 SC 1125