

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

WRIT PETITION No.32914 OF 2018

ORDER: (per Hon'ble Sri Justice Sanjay Kumar)

The petitioner is the unsuccessful applicant in O.A.No.2017 of 2015 on the file of the Andhra Pradesh Administrative Tribunal, Hyderabad. His prayer therein was to declare the action of the authorities in not fixing his service pension as illegal. By order dated 29.11.2017, the Tribunal dismissed the O.A.

Perusal of the order under challenge reflects that the petitioner-applicant was appointed as a Village Revenue Officer on 04.05.2008. He attained the age of superannuation in May, 2013. He therefore did not put in requisite qualifying service to get pension. His claim however is based not on the date of his actual appointment but on the date of his so-called entitlement to be appointed.

It is an admitted fact that the petitioner-applicant earlier filed O.A.No.5907 of 2008 seeking regularization of his services with effect from 04.09.1987 to 04.05.2008 and the said O.A. was dismissed by the Tribunal *vide* order dated 29.03.2011. In effect, the petitioner-applicant's services can only be reckoned from 04.05.2008 and from the said date, he did not have the requisite qualifying service to seek the benefit of pension. The order of the Tribunal holding to this effect does not warrant interference either on facts or in law.

The writ petition is accordingly dismissed. Pending miscellaneous petitions, if any, shall also stand dismissed. No order as to costs.

SANJAY KUMAR,J

M. GANGA RAO, J

Dt: 12.09.2018
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