

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO.39548 OF 2018

ORDER:

This Writ Petition is filed seeking a writ of mandamus declaring the action of the respondents in not regularising the services of the petitioner as per G.O.Ms.No.212 dated 22.04.1994, while regularising the services of the similarly situated NMRs, who are juniors to the petitioner, vide G.O.Rt.No.792 dated 17.09.2018 issued by the first respondent, as arbitrary, illegal and sought a consequential direction to regularise the services of the petitioner as Bill Collector as per G.O.Ms.No.212 dated 22.04.1994 as per the proposals submitted by respondents 3, 4 and 5 dated 20.02.2016, 02.01.2014 and 02.04.2013 respectively with effect from the date of completion of service as NMR under the control of the fifth respondent by taking into consideration of the orders passed in W.P.No.333936 of 2011 and Batch dated 02.05.2018.

Heard Sri S.Jagadish, learned counsel for the petitioner and the learned Government Pleader for Services-III and Sri Praveen Kumar, learned Standing Counsel for the fifth respondent.

It is contended by the petitioner that he was appointed as NMR Bill Collector on 25.06.1988 and he has completed five years of service as on 25.11.1993 in accordance with G.O.Ms.No.212 dated 22.04.1994 but the respondents are not regularising his services. The respondents 2 and 3 have also submitted proposals to the first respondent to regularise the services of the petitioner but no action has been initiated by the first respondent. It is further contended by the petitioner that one such latest proposals

submitted by the third respondent was dated 20.02.2016 but the first respondent has not passed any orders on the said proposals.

Learned counsel for the petitioner contends that appropriate orders be issued to the first respondent to pass orders on the proposals submitted by respondents 3 and 4 in accordance with law.

Learned Government Pleader for Services-III contends that since the proposals were pending with the first respondent, the first respondent shall consider the same and pass appropriate orders.

Considering the submissions of both the parties, this Writ Petition is disposed of directing the first respondent to pass appropriate orders on the proposals submitted by the third respondent on 20.02.2016 by duly taking note of the judgments in **B.Srinivasulu v. Nellore Municipal Corporation** {Civil Appeal No.6318 of 2015 dated 17.08.2015} and W.P.No.33936 of 2011 and Batch dated 02.05.2018 and pass appropriate orders within a period of eight (8) weeks from the date of receipt of a copy of this order. There shall be no order as to costs. Miscellaneous petitions, if any, pending shall stand closed.

(ABHINAND KUMAR SHAVILI, J)

2nd November 2018
RRB