

HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

W.P.No.27301 OF 2019

ORDER

With the consent of both the parties appearing for the respective parties, this writ petition is being disposed of at the admission stage.

This writ petition is filed seeking the following relief:

“...to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus by declaring the action of the Respondent No.2 in passing the order vide D.O.No.745/2018, Rc.No.455/435/PR-1/RCK/2018, Dt.20-03-2018, by removing the Petitioner from his duties, without observing the circumstance of the Petitioner, as illegal, arbitrary and against the principles of natural justice and violative of Article 14, 19 and 21 of Constitution of India, and consequently direct the Respondent No.2 to 4 to re-appoint the Petitioner in his service Home Guard No.43, and take necessary action as per law, and pass such other orders.....”

Heard Sri Rapolu Bhaskar, learned counsel appearing for the petitioner and learned Government Pleader for Home appearing for the respondents.

When the matter is taken up for hearing, learned counsel on either side fairly concede that the issue involved in this writ petition is squarely covered by the common order dated 08.03.2019 passed by this Court in W.P.(TR)No.4627 of 2017 and batch.

Following the common order dated 08.03.2019 in W.P.(TR)No.4627 of 2017, this Writ Petition is allowed directing the respondents to reinstate the petitioner into

service as Home Guard subject to his physical fitness. However, the petitioner is not entitled to any benefit of continuity of service, seniority and arrears of pay by virtue of the orders passed by this Court in W.P.No.35460 of 2013 and batch, dated 08.06.2018. No costs.

Miscellaneous petitions, pending, if any shall stand closed.

JUSTICE ABHINAND KUMAR SHAVILI

Date: 10.12.2019
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