IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI

WEDNESDAY, THE TWELFTH DAY OF MARCH

TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE MS JUSTICE B S BHANUMATHI

WRIT PETITION (AT) No: 2216 of 2021

Between:

S Mala Kondaiah, S/o S.Subbaiah, Aged about 68 years, Retd. Part Time Village Revenue Officer, Varlkuntapadu Mandal, S P S.R. Nellore District, R/o. Nellore.

...Petitioner

AND

1. The State of Andhra Pradesh, rep., by its Principal Secretary to Government, Revenue Department, Secretariat, Velagapudi, Amaravathi, Guntur Dist.
2. The Chief Commissioner of Land Administration, Government of A.P., Vijayawada, Krishna District.
3. The District Collector, S.P.S.R. Nellore District, Nellore.
4. The Tahsildar, Varikuntapadu Mandal, SPSR Nellore District.

...Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to receive all the benefits viz., gratuity full pension arrears of salary duly treated the suspension period from 14-10-2007 to 19-04-2011 as on duty for all purposes and further be paid salary for the out of employment period on the strength of the judgment rendered in OA.No.173/2011 with VMA No.1600/2011 dated 17-11-2013 GOMs.No.365 Revenue(Ser.III) Department dated 29-10-2014 with an interest of 18 percent per annum by holding the action of the respondent in withholding the retirement benefits such as gratuity pension and arrears of pay under the guise of judgment rendered in OA.No.173/2011 with VMA

No.1600/2011 dated 17-11-2013m GO.Ms.No.365 Revenue (Ser.III) Department dated 29-10-2014 etc. is wholly arbitrary, illegal and in violation of Articles 14 and 300-A of Constitution of India.

Counsel for the Petitioner: SRI D LINGA RAO

Counsel for the Respondents: GP FOR SERVICES I

The Court made the following order:

APHC010510162021

IN THE HIGH COURT OF ANDHRA PRADESH

AT AMARAVATI [3311]

(Special Original Jurisdiction)

Wednesday ,the Twelfth Day of March

Two Thousand and Twenty Five

Present

The Honourable Ms Justice B S Bhanumathi

Writ Petition Transfered from APAT No: 2216 of 2021

(O.A.No.2058 of 2018)

Between:

S Mala Kondaiah ...Petitioner

AND

The State Of Andhra Pradesh and Others ...Respondent(s)

Counsel for the Petitioner:

1.D Linga Rao

Counsel for the Respondent(S):

1.GP For Services I

The Court made the following Order :

The Writ Petition is filed under Article 226 of Constitution of India, seeking the following relief:

"...To receive all the benefits viz gratuity full pension arrears of salary duly treated the suspension period from 14.10.2007 to 19.04.2011 as on duty for all purposes and further be paid salary for the out of employment period on the strength of the judgment rendered in OA No.173/2011 with V.M.A No.1600/2011 dated 17.11.2013 G.O.Ms No.365 Revenue(Ser.III)

Department dated 29.10.2014 with an interest of 18 percent per annum by holding the action of the respondent in withholding the retirement benfits such as gratuity pension and arrears of pay under the guise of judgment rendered in OA No.173/2011 with V.M.A No.1600/2011 dated 17.11.2013, G.O.Ms No.365 Revenue (Ser.III) Department dated 29.10.2014 etc., is wholly arbitrary illegal and in violation of Articles 14 and 300-A of Constitution of India..."

2. No representation for the petitioner inspite of posting the matter under the caption 'for dismissal' as there was no representation on 10.03.2025.

3. Hence the present writ petition is dismissed for default. There shall be no order as to costs.

4. Interim orders granted earlier, if any, shall stand vacated.

Pending miscellaneous applications, if any, shall stand closed.

Sd/- K. SRINIVASA RAJU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri D Linga Rao, Advocate [OPUC]
2. Two CCs to GP for Services - I, High Court of Andhra Pradesh. [OUT]
3. Three CD Copies

PRK

HIGH COURT

DATED:12/03/2025



ORDER

WP(AT).No.2216 of 2021

DISMISSING THE WP(AT)
FOR DEFAULT
WITHOUT COSTS