APHC010169472019

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3333]**
(Special Original Jurisdiction)

MONDAY, THE 26th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 7313/2019

Between:

1. R.FARIDA BEGUM,, D/O B.RAMDULLA, AGED ABOUT 29 YEARS, WORKING AS SENIOR ASSISTANT (ON CONTRACT BASIS), SRI PADMAVATHAMMA GOVT COLLEGE OF NURSING, SVRR HOSPITAL AND S.V.MEDICAL COLLEGE CAMPUS, TIRUPATI, CHITTOOR DISTRICT, AP.
2. G.LATHA,, D/O A.GOVINDASWAMY, AGED ABOUT 31 YEARS, WORKING AS SENIOR ASSISTANT (ON CONTRACT BASIS), SRI PADMAVATHAMMA GOVT COLLEGE OF NURSING, SVRR HOSPITAL AND S.V.MEDICAL COLLEGE CAMPUS, TIRUPATI, CHITTOOR DISTRICT, AP.

...PETITIONER(S)

AND

1. THE STATE OF AP, REP BY ITS PRINCIPAL SECRETARY, HEALTH, MEDICAL AND FAMILY WELFARE DEPT, AP SECRETARIAT, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT, AP.
2. DIRECTOR OF MEDICAL EDUCATION, ANDHRA PRADESH, DIRECTORATE OF ME, HANUMANPETA, AMARAVATHI, VIJAYAWADA 520003.
3. DIRECTOR OF PUBLIC HEALTH AND FAMILY WELFARE, AP, GOLLAPUDI, VIJAYAWADA.
4. SRI PADMAVATHAMMA GOVT COLLEGE OF NURSING, SVRR HOSPITAL AND S.V.MEDICAL COLLEGE CAMPUS, TIRUPATI, CHITTOOR DISTRICT, AP, REP BY ITS PRINCIPAL.

...RESPONDENT(S):

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased toTo issued an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus, i. declaring the action of the respondents in not regularservies of the petitioners in posts of Senior Assistant along with the posts as specified in G.O.Ms.No.28 HM and FW(C2) dept dated 13.02.2019 since the petitioners were appointed by adopting due procedure by the District Selection Committee, Chittoor in consonance with. Article 14 of the Constitution of India, as illegal, irregular, arbitrary, improper, un-constitutional and ii. consequently declare that the Proceedings Rc.No.2757/NA/2019 dated 09.05.2019 of the 2nd respondent directing the 3rd respondent to take necessary steps to fill up the post of Senior Assistants, as illegal, iii.consequently declare that the petitioners are eligible for regularisation of their services in the post of Senior Assistants in the 4th respondent college as they were eligible, qualified and appointed in accordance with rules by the District Selection Committee, Chittoor

IA NO: 1 OF 2019

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased pleased to direct the respondents not to fill up the posts of Senior Assistants in pursuant to G.O.Ms.No.28 HM&FW(C2) dept dated 13.02.2019, enabling the petitioners to continue as Senior Assistants in the 4th respondent institution, pending disposal of the main Writ Petition

Counsel for the Petitioner(S):

1. N BHARAT BABU

Counsel for the Respondent(S):

1. GP FOR SERVICES IV
2. NVS PRASADA VARMA
3. GP FOR MEDICAL HEALTH FW(AP)
4. GP FOR MUNCIPAL ADMN URBAN DEV

The Court made the following:

ORDER:

The present Writ Petition came to be filed under Article 226 of the Constitution of India seeking the following relief:-

> *"…To issued an appropriate writ order or direction more particularly one in the nature of Writ of Mandamus*
> *i. declaring the action of the respondents in not regularizing services of the petitioners in posts of Senior Assistant along with the posts as specified in G.O.Ms.No.28 HM and FW(C2) dept dated 13.02.2019 since the petitioners were appointed by adopting due procedure by the District Selection Committee, Chittoor in consonance with Article 14 of the Constitution of India, as illegal, irregular, arbitrary, improper, unconstitutional; and*
> *ii. consequently declare that the Proceedings Rc No 2757/NA/2019 dated 09.05.2019 of the 2nd respondent directing the 3rd respondent to take necessary steps to fill up the post of Senior Assistants, as illegal;*
> *iii consequently declare that the petitioners are eligible for regularisation of their services in the post of Senior Assistants in the 4th respondent college as they were eligible, qualified and appointed in accordance with rules by the District Selection Committee, Chittoor…."*

2. The case of the petitioners herein is that, both of them were selected as Senior Assistants on contract basis vide proceedings dated 15.07.2016 issued by the District Collector and Magistrate/Chairperson of the District Selection Committee, Chittoor. Subsequently, revised proceedings dated 21.07.2016 were issued, mentioning the names of the selected candidates for all the posts, including the posts of Senior Assistants held by the petitioners.

Accordingly, the petitioners joined as Senior Assistants in the 4th respondent College on 22.07.2016 by submitting their joining reports.

3. The grievance of the petitioners is that the Government of Andhra Pradesh, vide G.O.Ms.No.28, Health, Medical and Family Welfare (C2) Department, dated 13.02.2019, accorded sanction for creation of the posts of Senior Assistants held by the petitioners by converting the contract posts into regular posts. However, the respondents failed to consider their cases for regularization of services, aggrieved by which the present Writ Petition came to be filed.

4. Heard learned counsel for the petitioners and learned counsel appearing for the respondents.

5. During the course of arguments, learned counsel for the petitioners submitted that, pending the Writ Petition, the services of both the petitioners were disengaged by the respondents with effect from 31.07.2019. It is further submitted that the 2nd petitioner was subsequently appointed as a Village Secretary and, therefore, no relief is sought on behalf of the 2nd petitioner.

6. Though the Writ Petition was filed challenging the action of the respondents in not regularizing the services of the petitioners pursuant to G.O.Ms.No.28, Health, Medical and Family Welfare (C2) Department, dated 13.02.2019, it is not in dispute that the services of both the petitioners were disengaged with effect from 31.07.2019, during the pendency of the Writ Petition. The said disengagement has not been challenged in the present

proceedings. However, learned counsel for the petitioners has restricted the relief only to the extent of directing the respondents to consider the case of the 1st petitioner alone for appointment on a contract basis in any of the categories available with the respondent authorities.

7. In view of the above submissions, instead of going into the merits of the case, this Court feels it appropriate to dispose of the writ petition directing the 1st petitioner to submit a representation to respondent Nos.2 and 4, within a period of two (2) weeks from the date of receipt of a copy of this order, seeking consideration for appointment on a contract basis in any suitable category available with the respondent authorities. Upon receipt of such representation, respondent Nos.2 and 4 shall consider the same in accordance with law and pass appropriate orders.

8. With the above directions, the Writ Petition is disposed of. There shall be no order as to costs.

Consequently, all pending miscellaneous applications, if any, shall stand closed.

JUSTICE V.SUJATHA

Dated: 26.10.2026
KGR/GCD