APHC010191572024

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI
(Special Original Jurisdiction)

MONDAY, THE 5th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

WRIT PETITION NO: 9672 OF 2024

Between:

1. DANGETI RAJASEKHAR, S/o Kondala Rao, Aged about 36 years, R/o D.No.7-15-7, Chittinaidu Colony, Old Gajuwaka, R/o D.No.7-59, Choppella Village, Rajahmundry, East Godavari District.
2. Kandukuri Trinadh,, S/o Late Simhachalam Aged about 46 years, R/o D.No.24-88-32, Sanathnagar Colony, Kanithi Road, Gajuwaka, Visakhapatnam City.
3. Bade Ramababu,, S/o Polinaidu, Aged about 42 years, R/o D.No.21-65-9, T.G.R. Nagar, Siddeswaram, Pedagantyada Mandal Gajuwaka, Visakhapatnam City, Native of Basangi Village, G.M. Vasala Mandal, Vizianagaram District.
4. Maripi Ramesh,, S/o Matyam Naidu, Aged 38 years, R/o D.No.2-10-21, Mindi Village, Gajuwaka, Basangi Village, G.M. Valasa Mandal.
5. Pola Harishankar, S/o Suvvi naidu. Aged about 34 years, R/o D.No.38-42/1, L.V. Nagar, Old Gajuwaka, Basangi Village, G.M.Valasa Mandal, Vijayanagaram District.

...Petitioners

AND

1. TRANSMISSION CORPORATION OF AP, Limited, Vidyuth Soudha, Gunadala, Vijayawada, Rep. by its Chairman and Managing Director.
2. The Chief Engineer, A.P. Transco, Visakhapatnam
3. The Superintending Engineer, O and M Circle, A.P. Transco, Visakhapatnam.

4. The Executive Engineer, A.P. Transco, O and M Division, Gajuwaka, Visakhapatnam District.

...Respondents

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 tomay be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not allowing the petitioners as contract workers on work contract basis at 220 KV Lines of Gajuwaka pursuant to acquittal of the petitioners in C.C.No.509 of 2016 in Crime No.302 of 2014 for the offence U/Sec.379 or 411 of IPC on the file of the III Addl. Chief Metropolitan Magistrate at Gajuwaka is highly illegal, arbitrary, unconstitutional, violation of Principles of Natural Justice apart from violation of Articles 14, 16 and 21 of the Constitution of India and consequently direct the respondents to allow to work the petitioners as Contract Workers on work contract basis at 220 KV Lines of Gajuwaka and pass such

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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 may be pleased to direct the respondents to allow to work the petitioners as Contract Workers on work contract basis at 220 KV Lines of Gajuwaka pending disposal of the above writ petition and pass such

Counsel for the Petitioners: V V N NARAYANA RAO
Counsel for the Respondents: V V SATISH (SC for APEPDCL)
Counsel for the Respondents:ANUP KOUSHIK KARAVADI(SC FOR APTRANSCO)
The Court made the following order:

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O R D E R

1) The grievance of Petitioners is that their services were dispensed with and the Contractor was directed to replace them with other persons on the ground that they were involved in Crime No.302 of 2014 of Gajuwaka Police Station, registered for the offences punishable under Sections 379 and 411 of the Indian Penal Code, 1860. The said criminal case ultimately ended in acquittal of the Petitioners in C.C.No.509 of 2016 on the file of the III Additional Chief Metropolitan Magistrate, Gajuwaka.

2) Petitioners were engaged as outsourcing employees through Sri Lalitha Constructions, Visakhapatnam, for carrying out maintenance works in the Respondent Departments. Pursuant to their alleged involvement in the aforesaid crime, Respondents, vide Proceedings dated 04.06.2014, surrendered the services of Petitioners to the Contractor. After their acquittal in the said criminal case, Petitioners submitted representations dated 26.02.2022, 03.01.2023 and 12.03.2023, requesting their re-engagement. It is the contention of Petitioners that they had been continuously working under the Contractor and that their services were subsequently engaged in

another establishment/work, but, on account of the aforesaid criminal case, their services were surrendered to the Contractor.

3) In the aforesaid circumstances, Petitioners seek reconsideration of their case for re-engagement through the Contractor and, accordingly, submitted the representations referred to above.

4) The Writ Petition is of the year 2024. However, no counter-affidavit has been filed by Respondents.

5) Learned Counsel for Petitioners, having regard to the above circumstances, confines the relief sought in the Writ Petition to a direction to Respondents to consider the representations submitted by Petitioners for their re-engagement through the Contractor, subject to availability of vacancies and in accordance with the applicable rules and conditions.

6) Having regard to the submissions made, Respondents are directed to consider the representations dated 26.02.2022, 03.01.2023 and 12.03.2023 submitted by Petitioners and pass appropriate orders thereon, in accordance with law, within a period of eight (08) weeks from the date of receipt of a copy of this Order.

7) It is made clear that this Court has not expressed any opinion on the merits of the case, including the eligibility or entitlement of

Petitioners for re-engagement, and it is open to Respondents to consider the same in accordance with law.

8) Accordingly, the Writ Petition is **disposed of**. No order as to costs.

As a sequel, miscellaneous petitions, pending if any, shall stand closed.

JUSTICE BALAJI MEDAMALLI

Date: 05.10.2026
SM

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Dated: 05.10.2026

SM