APHC010228352026

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

WEDNESDAY, THE 4th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 13534 OF 2026

Between:

1. P NAGABHUSHANA REDDY, S / o. P Krishna Reddy, Aged about 61 years, Occ Retired Assistant Engineer, R/o. 76-97- 439- 13-1, I Venkaiah Nagar, kallur, Kurnool District, Pincode 518003.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by its Principal Secretary, Department of School Education, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Pincode 522238.

2. THE STATE OF ANDHRA PRADESH, Rep. by its Principal Secretary, Department of Finance and Planning, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Pincode 522238

3. The Managing Director, Andhra Pradesh Education Welfare Infrastructure Development Corporation (APEWIDC), Vaddeswaram, Tadepalli, Guntur District, Pincode 522502.

4. The Executive Engineer, APEWIDC Division, Nandyal, Nandyal District, Pincode 518501

...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 toleased to issue a writ of mandamus or any other appropriate writ or direction declaring the action of the Respondents not releasing the Pay Fixation arrears of Rs.23,23,734/-, as per revised timescale Rs. 1050-1945 in RPS 1986, withholding the same as illegal, arbitrary and violation of Article 21 and 300A of the Constitution of India and consequently direct the respondents to pay payment of arrears of fixation of pay Rs.23,23,734/- in the time scale of Rs.1050- 1945 in

RPS 1986, along with 9 interest on the delayed arrears in terms of well settled law of the Honble Apex Court of India reported in (2022) 4 SCC 627, and W.A.No.383 of 2022, dated 12.07.2022, immediately to the petitioner, and pass

IA NO: 1 OF 2026

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 issue a writ of mandamus or any other appropriate writ or direction declaring the action of the Respondents not releasing the Pay Fixation arrears of Rs.23,23,734/-, as per revised timescale Rs. 1050-1945 in RPS 1986, withholding the same as illegal, arbitrary and violation of Article 21 and 300A of the Constitution of India and consequently direct the respondents to pay payment of arrears of fixation of pay Rs.23,23,734/- in the time scale of Rs.1050- 1945 in RPS 1986, along with 9% interest on the delayed arrears in terms of well settled law of the Hon'ble Apex Court of India reported in (2022) 4 SCC 627, and W.A.No.383 of 2022, dated 12.07.2022, immediately to the petitioner, and pass

Counsel for the Petitioner: MODAPOTHULA SUMALATHA

Counsel for the Respondents: GP FOR SERVICES III

Counsel for the Respondents:GP FOR SERVICES I

WRIT PETITION NO: 13463 OF 2026

Between:

P Moinuddin Khan, S/o. P Mohiuddin Khan, Aged about 61 years, Occ Retired Assistant Engineer, R/O.50/348-E21, Arora Nagar, Kurnool, Kurnool District, Pincode 518002.

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of School Education, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Pincode 522238.

2. The State of Andhra Pradesh, Rep. by its Principal Secretary, Department of Finance and Planning, Secretariat Buildings, Velagapudi, Amaravathi, Guntur District, Pincode 522238.

3. The Managing Director, Andhra Pradesh Education 85 Welfare Infrastructure Development Corporation (APEWIDC), Vaddeswaram, Tadepalli, Guntur District, Pincode 522502.

4. The Executive Engineer, APEWIDC Division, Nandyal, Nandyal District, Pincode 518501

...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 of mandamus or any other appropriate writ or direction not releasing the Pay as per revised timescale declaring the action of the Respondents Fixation arrears of Rs.25,72,787/-, Rs. 1050-1945 in RPS 1986, withholding the same as illegal, arbitrary and violation of Article 21 and 300A of the Constitution of India and consequently direct the respondents to pay payment of arrears of fixation of pay Rs.25,72,787/- in the time scale of Rs. 1050-1945 in RPS 1986, along with 9percent interest on the delayed arrears in terms of well settled law of the HonlDle Apex Court of India reported in (2022) 4 see 627, and W.A.No.383 of 2022, dated 12.07.2022, immediately to the petitioner, and pass such

IA NO: 1 OF 2026

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 of pay Rs.25,72,787/- in the time scale of Rs.1050-1945 in RPS 1986 immediately, pending disposal of the Writ Petition and pass such

Counsel for the Petitioner: MODAPOTHULA SUMALATHA

Counsel for the Respondents: GP FOR SERVICES III

Counsel for the Respondents:GP FOR FINANCE PLANNING

The Court made the following order:

HON'BLE SRI JUSTICE NYAPATHY VIJAY

W.P.Nos.13534 and 13463 of 2026

COMMON ORDER:

The present writ petitions are filed by employees of Andhra Pradesh Education and Welfare Infrastructure Development Corporation (for short 'APEWIDC') questioning the delay in payment of retirement benefits, i.e., gratuity, encashment of earned leave, and PRC arrears.

2. Petitioners were worked as Assistant Engineers in APEWIDC and retired from service on 30.06.2025 and 31.08.2025 respectively. The grievance of the Petitioners is with regard to the differential scale of pay while working in the Respondent Institution in terms of G.O.Ms.No.288, Finance & Planning (FIN.WING PRC.I) Department, dated 17.11.1986. Reliance was also placed on the orders passed by this Court in W.P.No.16082 of 2019, dated 17.10.2019 filed by similarly situated persons belonging to the Panchayat Raj Department, which was implemented by the State Government vide G.O.Ms.No.21 , Panchayat Raj & Rural Development (E.I) Department, dated 14.06.2022. The Petitioners gave representations for extension of the same benefit. As the same benefit is not extended to the Petitioners herein, present writ petitions are filed.

3. Ms.M.L. Neelima, learned standing counsel for APEWIDC would submit that the representations of the Petitioners would be examined

and appropriate orders will be communicated to the Petitioners.

4. Heard Smt. M. Sumalatha, learned counsel for the Petitioners and learned standing counsel for APEWIDC.

5. Considering the submissions made, the writ petitions are disposed of with the following directions.

(i) The Respondents shall consider the case of the Petitioners for fixing the pay scale, taking note of G.O.Ms.No.288, Finance & Planning (FIN.WING PRC.I) Department, dated 17.11.1986, order in W.P.No.16082 of2019, dated 17.10.2019 and G.O.Ms.No.21, Panchayat Raj & Rural Development (E.1) Department, dated 14.06.2022 within a period of three months from the date of receipt of a copy of this order.

(ii) There shall be no order as to costs.

As a sequel, pending applications, if any, shall stand closed.

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NYAPATHY VIJAY, J

Date: 04.11.2026
KLP/VSR