APHC010532162023

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

TUESDAY, THE 6th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

WRIT PETITION NO: 27509 OF 2023

Between:

1. VADDE SUSEELAMMA, D/o. Late Vadde Ayya Swamy, Aged 47 years, Occ. Helper, Andhra Pradesh Residential School (Girls), R/o Door No. 8/68, Banavasi Farm Village, Banavasi Village,Yemmiganur Mandal, Kurnool District.

2. Muslim Mabuvalli,, S/o. Muslim Mabuvalli, Aged 45 years, Occ. Head Cook, Andhra Pradesh Residential School (Girls), R/o Door No. 8/1, Banavasi Farm Village, Banavasi Village,Yemmiganur Mandal, Kurnool District.

3. Shaik Nabi,, S/o. Shek Rahamthulla, Aged 48 years, Occ. Cook, Andhra Pradesh Residential School (Girls), R/o Door No. 8/88, Banavasi Farm, Near Govt Live Stock Farm, Bananavasi Village,Yemmiganur Mandal, Kurnool District.

4. Shaik Shekunbee, , W/o Shaik Nabi, Aged 38 years, Occ. Helper, Andhra Pradesh Residential School (Girls), R/o Door No. 8/88, Banavasi Farm, Banavasi Village,Yemmiganur Mandal, Kurnool District.

5. R.Rajendra Prasad, S/o R. Devadasu Aged 36 years, Occ. MPH Worker, Andhra Pradesh Residential Urdu School (Minority Boys), R/o Door No. 43/130-D, N R Pet, Kurnool District

...Petitioners

AND

1. THE STATE OF ANDHRA PRADESH, Rep. by its Principal Secretary, School Education Department, A.P. Secretariat, Velagapudi, Amaravati, Guntur District.

2. The Andhra Pradesh Residential Educational Institutions Society, rep. by its Secretary, Guntur.

...Respondents

Counsel for the Petitioners: M CHINNAPA REDDY,ANITHA MESA (SC FOR APREIS TW SW BC)

Counsel for the Respondents: VINOD KUMAR TARLADA SC For APREIS,BCW,SCW,TBW EIS,RAYALASEEMA,PRK,NLR,

Counsel for the Respondents:GP FOR SERVICES III

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

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O R D E R:

This writ petition is filed seeking the following relief:

"…to issue a Writ, order or direction more in the nature of a Writ of Mandamus by declaring action of the Respondents particularly, the action of the Respondent No.2 herein in Issuing the proceedings in R.C.No.ESE53- ESTT/25/2020-ESST Dated 21.09.2023, wherein permitting the principals to engage the services of the employees on outsourcing in the existing services of the Petitioners from 10.10.2023 without following due process of law particularly in the middle of the academic year, as arbitrary, illegal and violative of principles of natural justice and all canons of service jurisprudence and set aside the proceedings in R.C.No.ESE53-ESTT/25/2020-ESST Dated 21.09.2023 and consequently direct the respondents to continue the services of the Petitioners with all consequential benefits in their respective posts in their respective school by giving renewal orders…"

2. Heard Sri M.Chinnapa Reddy, learned counsel for petitioners and Sri Vinod Kumar Tarlada, learned Standing Counsel for respondent No.2 – Society.

3. Learned counsel for petitioners and learned Standing Counsel for 2nd respondent – Society submitted that similar issue fell for consideration before this Court in W.P.No.26764 of 2023, wherein this Court, by order dated 29.11.2024, disposed of the said writ petition with the following directions:

"22.Accordingly the writ petition is disposed of with the following directions:

1. Respondent No.1 and the principals of the respective institutions shall re-engage the petitioners and continue their services in non-

teaching posts till the authorities engage staff through outsourcing or by regular means, based on need.

2. If respondent No.1 or the Principals intend to engage manpower in nonteaching posts, through APCOS, the authority shall take steps to include petitioners in APCOS, keeping in view the services rendered by the petitioners to the institutions.

The above directions will apply to the personnel, who were dis-engaged from non-teaching posts, in pursuance of the impugned proceedings, dated 21.09.2023 (Ex.P1), dispensing with the services of the petitioners w.e.f. 10.10.2023. The directions will not apply to the petitioners or persons who were disengaged before the issuance of the impugned proceedings. No order as to costs."

4. Learned counsel appearing for both sides submitted that the same order may be passed in the present writ petition also.

5. Considering the submissions made by learned counsel on either side, the impugned proceedings in R.C.No.ESE53 - ESTT/25/2020-ESST dated 21.09.2023 is hereby set aside and the respondents are directed to continue the petitioners in accordance with the directions contained in Sl.No.1 and 2 of the order referred to above. A copy of the order in W.P.No.26764 of 2023 is attached to this order.

6. Accordingly, writ petition is disposed of.

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

JUSTICE BALAJI MEDAMALLI

Date: 06.10.2026
Dvs

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

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Date: 06.10.2026

Dvs