APHC010556922024

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

SATURDAY, THE 10th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

WRIT PETITION NO: 29305 OF 2024

Between:

1. Dr P RAJASEKHAR, S/o. P.Venkateswarlu, aged about 36 Years, Service Postgraduate in MS(General Surgery) Rangaraya Medical College, Kakinada, Kakinada District.

...Petitioner

AND

1. The Slate of Andhra Pradesh, rep. by the Principal Secretary, Department of Health, Medical and Family Welfare, Secretariat Buildings, Velagapudi, Guntur District, Andhra Pradesh.

2. The Commissioner of Health and Family, 5th Floor, APIIC Building. Guntur District.

3. The Director of Treasucfrery and Accounts, 1st Floor, Nidhi Bhavam, Behind APIIC Building, IT Park, Mangalagiri, Guntur District.

4. The Director of Medical Education, Gollapudi, Vijayawada, Andhra Pradesh.

5. The District Treasury Officer, Kakinada, Kakinada District. .

6. The Prinicipal Additional Director, Rangaraya Medical College, Kakinada, Kakinada 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 to may be pleased to issue an appropriate Writ, Order of direction, preferably one in the nature of Writ of Mandamus declaring the action of the 5th Respondent in not honouring bill payment for stipend in spite of petitioners several personal requests ad representations and also in spite of letter addressed by the 6th Respondent as illegal, arbitrary, and violative fundamental right guaranteed under Articles 14 and 21 of the Constitution of India and also in manifest violation of the Andhra Pradesh State and Subordinate Service Rules and consequently direct the 5th Respondent to forth honour the bill payment for stipend to the petitioner and to pass such

IA NO: 1 OF 2024

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 5th Respondent to forth honour the bill payment for stipend to the petitioner pending disposal of the above writ petition and pass such

Counsel for the Petitioner: SHAIK MEERAVALI

Counsel for the Respondents: GP FOR SERVICES IV Counsel for the Respondents: GP FOR FINANCE PLANNING

The Court made the following order:

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

ORDER:

The Writ Petition is filed for the following relief:

> *"...to issue an appropriate Writ, Order of direction, preferably one in the nature of Writ of Mandamus declaring the action of the 5th Respondent in not honouring bill payment for stipend in spite of petitioners several personal requests ad representations and also in spite of letter addressed by the 6th Respondent as illegal, arbitrary, and violative fundamental right guaranteed under Articles 14 and 21 of the Constitution of India and also in manifest violation of the Andhra Pradesh State and Subordinate Service Rules and consequently direct the 5th Respondent to forth honour the bill payment for stipend to the petitioner and to pass such..."*

2. Heard Sri Shaik Meeravali, learned counsel for the petitioner and Sri.K.Varun Shyam Kumar, Learned Assistant Government Pleader for the respondents representing the Learned Government Pleader for Services-IV and Learned Government Pleader for Finance and Planning.

3. Learned counsel for the petitioners submits that the 1st petitioner was appointed as Assistant Professor in the college of 4th respondent and the 2nd petitioner was appointed as Professor in the department of Psychology. Both were appointed on the same date.

4. The present petition is filed aggrieved by the action of the respondent No.5 in not honoring for payment of stipend, in spite of the petitioners'

several personal requests and representations for the period undergone in Post Graduation which is called Post Graduation lein salary to the petitioner for the period during the study of post graduation course to be treated as on duty under Fundamental Rule 6(6) (b) is as entitled to be paid to the salary as per the rules in force.

5. During the pendency of the Writ Petition, the respondents have issued proceedings in R.C.No.PSD-12/243/2022-Medical dated 30.01.2025 sanctioning the same and permitting to draw and dispose the P.G lien salary to the petitioner and other individuals mentioned herein.

6. However, learned counsel for the petitioner on instructions submitted that though the proceedings are issued dated 30.01.2025, so far as the amount has not been released in favour of the petitioner.

7. With the consent of the learned counsel for the petitioner as well as the respondents, this writ petition is disposed of directing the respondents to release and disburse P.G. lien salary as sanctioned under proceedings dated 30.01.2025 for the petitioner within a period of four (04) months from the date of receipt and copy of this order.

8. With the above observations and directions, the Writ Petition is disposed of.

9. Accordingly, this Writ Petition is disposed of.

10. Consequently, interim orders also shall stand vacated.

JUSTICE BALAJI MEDAMALLI

Dated:10.10.2026

BAK

THE HONOURABLE SRI JUSTICE BALAJI MEDAMALLI

Writ Petition No.29305 of 2024

Date:10.10.2026

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