APHC010574922026

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

[3460]

WEDNESDAY, THE 28th DAY OF OCTOBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 31392/2026

Between:

1. CHILAKA BALA RAJU, S/O. LATE POLARAO AGED ABOUT 60 YEARS, WORKING AS ASSISTANT TRAINING OFFICER GOVERNMENT ITI, KANCHARAPALEM, VISAKHAPATNAM R/O. 3-2, JOSHIPURAM STREET, BURJA MANDALANN ,PALAVALASA SRIKAKULAM DISTRICT,STATE OF A.P.-532410

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP.BY ITS PRINCIPAL SECRETARY, SKILL DEVELOPMENT EMPLOYMENT AND TRAINING, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT, ANDHRA PRADESH-522502
2. THE STATE OF ANDHRA PRADESH, DEPARTMENT OF FINANCE REP.BY ITS PRI.SECRETARY, VELAGAPUDI,AMARAVATHI, GUNTUR DISTRICT. -522502. DISTRICT- 539097
3. THE COMMISSIONER/DIRECTOR DEPARTMENT OF EMPLOYMENT AND TRAINING, ROUTE NO.5, RAMESH HOSPITAL ROAD, VIJAYAWADA NTR DISTRICT, STATE

OF A.P.- 520010.

4. THE REGIONAL DEPUTY DIRECTOR APP, DEPARTMENT OF EMPLOYMENT AND TRAINING KAKINADA, EAST GODAVARI DISTRICT-533001.

5. THE PRINCIPAL, GOVERNMENT III COLLEGE, KANCHARAPALEM VIASAKHAPATNAM, VISAKHAPATNAM

...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 toissue a Writ order particularly in the nature of Writ of Mandamus or any other appropriate Writ Order or direction directing the respondents herein to continue the petitioner till he attains the age of 62 years and pay salary and other emoluments attached to the post and further declare the action of the respondent retiring me at the age of 60 is contrary to law illegal, arbitrary and in violation of principles of natural justice and consequently continue the petitioner till 62 years of age and pending disposal of the above Writ Petition

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 direct the respondents to continue the petitioner till he attains the age of 62 years as Assistant Training Officer in the 5th respondent college, pending disposal of the above Writ Petition

Counsel for the Petitioner:

1. V V PRABHAKARA RAO

Counsel for the Respondent(S):

1. GP FOR SERVICES III

2. GP FOR SERVICES I

The Court made the following:

THE HON'BLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION No.31392 of 2026

ORDER:

1. The present Writ Petition is filed questioning the action of Respondents in not continuing the Petitioner in service till he attain the age of 62 years (age of superannuation) on par with the regular employees as provided *vide* G.O.Ms.No.15, Finance (HR.IV-FR&LR) Department, dated 31.01.2022, as illegal and arbitrary.

2. Learned counsel for the Petitioner would submit that the issue involved in this Writ Petition is covered by the Common Order dated 21.07.2026 passed by this Court in W.P.Nos.12413 of 2025 and batch and requested to pass a similar order in this Writ Petition also.

3. W.P.Nos.12413 of 2025 and batch is disposed of with the following directions:

> *(i) The State Government shall examine the issue and take a conscious decision about enhancement of age upto 62 years to non-regular employees working for a substantial number of years in State departments and State owned/controlled entities;*

(ii) Till such time, the petitioners/non-regular employees in service shall be continued or till they attain the age of 62 years;

(iii) The petitioners who have retired on attaining the age of 60 years may be considered for re-engagement till 62 years in the event no alternative arrangement is made.

4. Learned Assistant Government Pleader for Services-II does not dispute the same.

5. In view of the same, this Writ Petition is disposed of in terms of the Common Order, dated 21.07.2026 passed by this Court in W.P.No.12413 of 2025 and batch.

6. There shall be no order as to costs.

7. Registry is directed to attach a copy of the Common Order, dated 21.07.2026 passed by this Court in W.P.Nos.12413 of 2025 and batch to this order.

8. As a sequel, the miscellaneous petitions if any shall stand dismissed.

NYAPATHY VIJAY, J

Date: 28.10.2026
chs

THE HON'BLE SRI JUSTICE NYAPATHY VIJAY

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Date: 28.10.2026

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