APHC010581802026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI [3460]
(Special Original Jurisdiction)

WEDNESDAY, THE 4th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 31942/2026

Between:

1. P RAMADEVI, W/O NAGARJUNA, AGED 56 YEARS, OCC EXECUTIVE ENGINEER, TRIBAL WELFARE DEPARTMENT, SEETHAMPETA, PARVATHIPURAM MANYANN DISTRICT (ERSTWHILE SRIKAKULAM DISTRICT).

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY, TRIBAL WELFARE DEPARTMENT, ANDHRA PRADESH, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT. 522237
2. THE CHIEF ENGINEER, TRIBAL WELFARE ENGINEERING DEPARTMENT, VIJAYAWADA 520001

...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, or direction more particularly one in the nature of Writ of Mandamus by directing the respondent authorities to conclude the enquiry initiated against the petitioner vide G.O.Rt. 125, dated 20.08.2025 and G.O.Rt. 127, dated 21.08.2025, before affecting the promotions to the post of Superintendent Engineer or in the alternative consider the claim of the petitioner to the post of Superintendent Engineer as per her merit and seniority without reference to the charge memo by declaring the action of the respondent authorities

in denying the claim of the petitioner is illegal, arbitrary and violation of article 14, 16 and 19 of the Constitution of India apart from violation of principles of natural justice

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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 direct the respondents to reserve one post of Superintendent Engineer

Counsel for the Petitioner:

1. C SRINIVASA BABA

Counsel for the Respondent(S):

1. GP FOR SERVICES I

The Court made the following:

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

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ORDER:

1. The present Writ Petition is filed seeking a direction to Respondent-Authorities to conclude the departmental enquiries initiated against the Petitioner vide G.O.Ms.No.125, dated 20.08.2025, and G.O.Rt.No.127, dated 21.08.2025, before effecting promotions to the post of Superintending Engineer, or, in the alternative, to consider the claim of the Petitioner for promotion to the post of Superintending Engineer, without reference to the departmental enquiries referred to above.

2. The Petitioner is working as an Executive Engineer in the Tribal Welfare Department. While so, a departmental enquiry was initiated against her, and a charge memorandum under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991, vide G.O.Rt.No.125, Department of Tribal Welfare (SER), dated 20.08.2025, was issued against her, wherein eight articles of charge were framed against the Petitioner with regard to certain lapses on her part in the discharge of her duties as Executive Engineer of Seethampeta Division. It was stated that, on account of the lapses of the Petitioner in the discharge of her duties, a total loss of

Rs.48,52,821/- was caused to the Government. Later, the Petitioner submitted her written statement of defence, an enquiry was conducted, and an enquiry report was submitted to the concerned authorities, which is pending consideration.

3. At the same time, another departmental enquiry was initiated against the Petitioner, and a charge memorandum under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991, was issued to her vide G.O.Rt.No.127, Department of Tribal Welfare (SER), dated 21.08.2025, wherein two articles of charge were framed against her with regard to the discharge of her duties as Executive Engineer, Tribal Welfare Division, Rampachodavaram. The said articles of charge pertain to lapses that occurred in the construction of R & R Colonies with civil amenities at Nereduvalasa Village in Devipatnam Mandal of East Godavari District and the construction of R & R Colonies with civil amenities at Musallakunta Village in Devipatnam Mandal of East Godavari District. The departmental enquiry is said to be ongoing in the said case.

4. While so, the promotions to the next promotional post of the Petitioner, i.e., Superintending Engineer, are under consideration, and the schedule for effecting promotions for the panel year 2026-2027 was released vide G.O.Rt.No.1867, General Administration (DPC)

Department, dated 25.09.2026. Hence, the present Writ Petition is filed seeking consideration of the case of the Petitioner for promotion to the post of Superintending Engineer, as the Petitioner is the senior-most person in the cadre of Executive Engineers.

5. The counsel for the Petitioner submitted that the Petitioner is being persecuted and this fact was also considered by this Court in W.P.No.14284 of 2025 wherein the Petitioner was sought to be transferred on similar made up allegations.

6. The learned Assistant Government Pleader for Services submitted that, since two departmental enquiries are pending against the Petitioner, the case of the Petitioner would be considered in terms of G.O.Ms.No.257, General Administration (Ser.C) Department, dated 10.06.1999.

7. Heard Sri C. Srinivasa Baba, learned counsel for the Petitioner as well as learned Assistant Government Pleader for Services..

8. As regards the charge memorandum issued vide G.O.Rt.No.125, Department of Tribal Welfare (SER), dated 20.08.2025, the enquiry was concluded, and the enquiry report is pending consideration before the concerned authorities. As regards the charge memorandum issued vide G.O.Rt.No.127, Department of Tribal Welfare (SER), dated

21.08.2025, the enquiry is ongoing and is still pending and under progress.

9. Considering the order of this Court in W.P.No.14284 of 2025 and the fact that promotions are being effected to the post of Superintending Engineer, this Court is of the opinion that the case of the Petitioner can be considered, taking note of the nature of the charges framed against Petitioner in the departmental enquiries along with the Annual Confidential Reports (ACRs) of the Petitioner and relevant executive instructions in vogue, while effecting promotions to the post of Superintending Engineer.

10. With the above observations, this Writ Petition is disposed of.

11. No order as to costs.

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

JUSTICE NYAPATHY VIJAY

Date: 04.11.2026
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THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

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Dated: 04.11.2026

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