APHC010592142026

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

FRIDAY, THE 6th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 32427/2026

Between:

1. B NARASIMHA RAJU, S/O B. SIDDAIAH, AGED 49 YEAR, OCC EXECUTIVE OFFICER GRADE-I, GROUP TEMPLES, KADIRI, SRI SATHYA SAL DISTRICT,

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP BY ITS PRINCIPAL SECRETARY, REVENUE (ENDOWMENTS) DEPARTMENT, SECRETARIAT, VELAGAPUDI, GUNTUR DISTRICT-522238.
2. THE COMMISSIONER, IEGIO LSVALEJTTL ENDOWMENTS DEPARTMENT, STATE OF A.P, GOLLAPUDI, VIJAYAWADA, NTR DISTRICT-521225.
3. THE DEPUTY COMMISSIONER, ENDOWMENTS DEPARTMENT, KURNOOL-518001.

...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, declaring the action of the Respondents in not releasing the Annual Grade

Increment for the years 2018 and 2019 (Two years), even though the Petitioner was acquitted in the criminal case vide C.C.No.2 of 2020 on 09.08.2023 by the Hon'ble Court of the Special Judge for Trial of SPE and ACB Cases, Kurnool, as highly illegal, arbitrary, unjust, improper, violative of the provisions of Fundamental Rules and contrary to the orders of this Hon'ble Court, apart from being violative of Articles 14, 16 and 21 of the Constitution of India and consequently direct the Respondents to release the Annual Grade Increments for the years 2018 and 2019 (Two years) in terms of the orders of this Hon'ble Court in W.P.No.9228 of 2021 dated 13.07.2021 and W.P.No.36534 of 2025 dated 31.12.2025 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 direct the respondents to release the Annual Grade Increments for the year 2018 & 2019 (Two years) in pursuance of the orders of this Hon'ble Court in W.P.No. 9228 of 2021 dated 13.07.2021 & W.P.No. 36534 of 2025 dated 31.12.2025 pending disposal of the above writ petition and pass

Counsel for the Petitioner:

1. T S N SUDHAKAR

Counsel for the Respondent(S):

1. GP FOR SERVICES II

The Court made the following:

THE HON'BLE SRI JUSTICE NYAPATHY VIJAY

W.P.No.32427 of 2026

ORDER:

1. The present Writ Petition is filed questioning the action of the Respondents in not releasing the annual grade increments due to the Petitioner for the years 2018, 2019 and to declare the sameas illegal and arbitrary.

2. The Petitioner was initially appointed as Junior Assistant in the year 1999 and was promoted to the posts of Senior Assistant and Superintendent in the years 2003 and 2024 respectively. At present, the Petitioner is working as Executive Officer Grade – I, Group Temples, Kadiri, Sri Sathya Sai District. While the Petitioner was working as Inspector, Endowments Department, Uravakonda, Anantapuramu District, he was placed under suspension with effect from 15.11.2017 in connection with an ACB case registered for accepting bribe in FIR No.8/RCT-ATP/2017, dated 13.11.2017, for the offences punishable under Section 7 and 13(1)(d) r/w 13(2) of the Prevention of Corruption Act, 1988. On 03.08.2019, the suspension of the Petitioner was revoked by the Respondent-Authorities. As the annual increments for the years 2018 and 2019 was not sanctioned, the present Writ Petition has been filed.

3. Learned counsel for the Petitioner relied upon Order passed by the Division Bench of this Court in W.P. No. 6617 of 2004, dated 04.11.2004 and similar Orders passed by this Court.

4. Learned Assistant Government Pleader appearing for the Respondents would submit that the representation of the Petitioner for the purpose as sought would be considered by the Respondent-Authorities and an appropriate decision would be taken.

5. Heard both the counsel.

6. The Division Bench of this Court in W.P.No.6617 of 2004 was considering the case of an individual seeking subsistence allowance after factoring in the annual grade increments.In the said case, the Andhra Pradesh Administrative Tribunal had directed that the subsisting allowance be paid after taking into account the annual increments. In the Writ Petition filed by the State, the Division Bench of this Court, after referring to the provisions of F.R.24, held that unless an order of withholding increments is passed, the same cannot be withheld.

7. The said principle was followed in series of Judgments of this Court in W.P.Nos.9228 of 2021, 4553 of 2021 and

18004 of 2022 to quote a few.

8. In that view, the present Writ Petition is allowed declaring the action of the Respondents in withholding the annual grade increments for the years 2018 and 2019 as illegal, and consequently, the Respondent-Authorities are directed to release the annual grade increments due to the Petitioner for the years 2018 and 2019 within a period of one (01) month from the date of receipt of a copy of this order.

9. There shall be no order as to costs.

10. As a sequel, the miscellaneous petitions, if any, pending in this Petition shall stand closed.

NYAPATHY VIJAY, J

Date: 06.11.2026
chs

THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

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W.P.No.32427 of 2026

Date: 06.11.2026

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