APHC010507722026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3624]**
(Special Original Jurisdiction)

MONDAY, THE 28th DAY OF SEPTEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI

THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR

WRIT PETITION NO: 27703/2026

Between:

1. D.SURI BABU, S/O D.NAIDU (LATE), AGED 57 YEARS, PH WORKER, R/O BUCHIRAJU PALEM, GAVARA VEEDHI, VISAKHAPATNAM.

2. M.KRISHNA REDDY, S/O M.YELLAPU REDDY, AGED 61 YEARS, PH WORKER, R/O SHGIRIDI SAI ROAD, ALLIPURAM, VISAKHAPATNAM.

3. S.LAXMANA, S/O S.APPALA SWAMY (LATE), AGED 60 YEARS, PH WORKER, R/O BAKKANNAPALEM, MADHURAWADA, VISAKHAPATNAM.

4. D.SRINIVASA RAO, S/O NARASIMHA RAO, AGED 61 YEARS, PH WORKER, R/O BURMA CAMP, KANCHERAPALEM, VISAKHAPATNAM.

5. V.PYDI RAJU, S/O V.GURUVULU (LATE), AGED 60 YEARS, PH WORKER, R/O SAI ROAD, ALLIPURAM, VISAKHAPATNAM.

6. O.SITA RAM, S/O O.LXMANA SWAMY, AGED 58 YEARS, PH WORKER, R/O RAMNAGAR, VISAKHAPATNAM

7. N.BANGARAYYA, S/O N.APPALASWAMY, AGED 60 YEARS, PH WORKER, R/O CHINNAGADILI, SC COLONY, VISAKHAPATNAM.

8. P.SANJEEVI, S/O P.APPALASWAMY, AGED 60 YEARS, PH WORKER, R/O DAIARY PHARM, ADARSHNAGAR,

VISAKHAPATNAM.

9. N.SANYASI RAO, S/O N.APPANA (LATE), AGED 59 YEARS, PH WORKER, R/O YENDADA GEETAM COLLEGE, VISAKHAPATNAM.

10. .DUWI BOGAIAH, S/O APPANNA (LATE), AGED 58 YEARS, PH WORKER, R/O THOTAGARUVU, VISAKHAPATNAM.

11. A.TATA RAJU, S/O A.PAPAYYA, AGED 58 YEARS, PH WORKER, R/O GHINNAGADILI, MUDASARLOVA PARK, VISAKHAPATNAM.

12. S.KRISHNAM NAIDU, S/O S.SURIBABU (LATE), AGED 61 YEARS, PH WORKER, R/O GOLLAKANCHERA PALEM, CHOVITI RAMULU VEEDHI, VISAKHAPATNAM.

13. SEERA RAMU, S/O S.SANYHASI (LATE), AGED 61 YEARS, PH WORKER, R/O MUDASARLOVA PARK, VISAKHAPATNAM.

14. N.SADHU RAO, S/O N.APPALASWAMY, AGED 60 YEARS, PH WORKER, R/O RAMALAXMIPURAM, CHINNAGADHILI, VISAKHAPATNAM.

15. N.RAMBABU, S/O N.GURRAYYA, AGED 58 YEARS, PH WORKER, R/O GOLLALAPALEM, VISAKHAPATNAM.

16. M.VENKATARAMANA S, S/O M.APPARAO, AGED 59 YEARS, PH WORKER, R/O SRIRANGAPURAM, MAHARANIPETA, VISAKHAPATNAM.

17. K.MARAYYA, S/O K.YELLAYYA (LATE), AGED 59 YEARS, PH WORKER, R/O CHEPALA UPPADA, PEDDA UPPADA, VISAKHAPATNAM.

18. CH.RAMBABU, S/O CH. APPARAO (LATE), 60 YEARS, PH WORKER, R/O AMUDASARLOVA ROAD, VISAKHAPATNAM

19. V.RAMU, S/O GANGULU, AGED 61 YEARS, PH WORKER, R/O MUDASARLOVA, VISAKHAPATNAM.

20. K.NARASIMHA RAO, S/O K. PYDANNA (LATE), AGED 58 YEARS, PH WORKER, R/O SIMHADRIPURAM COLONY, VISAKHAPATNAM.

21. ALAMANDA RAMANA, S/O A.SIMHACHALAM, AGED 58 YEARS, PH WORKER, R/O DEENDAYAAL VEEDHI, VISAKHAPATNAM.

22. BOTTA RAMU, S/O B.POLIPILLI (LATE), AGED 60 YEARS, PH WORKER, R/O VOOTA GEDDA, MAHARANIPETA, VISAKHAPATNAM.

23. P.V. APPA RAO, S/O P.BABU RAO, AGED 59 YEARS, PH WORKER, R/O SWATANTRA NAGAR, NEAR GANESHNAGAR, VISAKHAPATNAM.

24. A.RAMANA, S/O A. APPALA NAIDU, AGED 59 YEARS, PH WORKER, R/O SEETHAMMADHARA, VISAKHAPATNAM.

25. B. APPALA NAIDU, S/O B.KISHTAMMA, AGED 60 YEARS, PH WORKER, R/O SIMHADRIPURAM COLONY, VISAKHAPATNAM.

26. R. APPALA RAJU, S/O R.SURYANARAYANA, AGED 61 YEARS, PH WORKER, R/O KALAAVEEDHI, BHEEMILI, VISAKHAPATNAM.

27. G.NARASINGA RAO, S/O SURYANARAYANA (LATE), AGED 61 YEARS, PH WORKER, R/O GOLLA KANCHARAPALEM, VISAKHAPATNAM.

28. B.APPALARAJU, S/O B.BIMA RAJU, AGED 61 YEARS, PH WORKER, R/O DWARAKANAGAR, RTC COMPLEX, VISAKHAPATNAM.

29. B. APPALA NAIDU, .S/O B.PYDANNA (LATE), AGED 61 YEARS, PH WORKER, R/O SAIRAM COLONY, MADHURAWADA, VISAKHAPATNAM.

30. J.SRINIVASA RAO @ PALLA SRINIVAS, AGED 57 YEARS, PH WORKER, R/O GOLLAPALEM, VISAKHAPATNAM.

31. B.RAMA SWAMY, S/O B.NARAYANA (LATE), AGED 59 YEARS, PH WORKER, R/O RESAPUVANI PALEM, NEAR BULLAYYA COLLEGE, VISAKHAPATNAM.

32. I.SATYANARAYANA, S/O I. APPALASWAMY, AGED 59 YEARS, PH WORKER, R/O GANDHINAGAR, ARILOVA, VISAKHAPATNAM.

33. K.L.V.SATAYANARAYANA, S/O K. BABU RAO, AGED 58 YEARS, PH WORKER, R/O RAJENDRANAGAR, VISAKHAPATNAM.

34. G. APPALA NAIDU, S/O G.CHINNA APPALANAIDU, AGED 59 YEARS, PH WORKER, R/O KRM COLONY, VISAKHAPATNAM.

35. B.V.S.R. PRASAD, S/O B. APPALASWAMY, AGED 57 YEARS, PH WORKER, R/O VISAKHAPATNAM.

36. RVSJ APPA RAO, S/O R.APPALANAIDU, AGED 60 YEARS PH WORKER, R/O SIMHADRIPURAM, HB COLONY, VISAKHAPATNAM.

37. S.VENKATA RAO, S/O S.S.MAADHUSUDHANA RAO,A GED 58 YEARS, PH WORKER, R/O MADHAVA DHARA, VISAKHAPATNAM.

38. P.RAMANA MURTHY, S/O P.KURMANNA (LATE), AGED 58 YEARS, PH WORKER, R/O SHIVASAKTHINAGAR, MADHURAWADA, V ISAKHAPATNAM.

39. 0.KANAKA RAJU, S/O RAMA RAO, AGED 58 YEARS, PH WORKER, R/O PATTABHI REDDY THOTA, KANCHERA PALEM, VISAKHAPATNAM.

40. K.V.RAMANA, S/O K.VEERRAJU, AGED 58 YEARS, PH WORKER, R/O ARILOVA COLONY, VISAKHAPATNAM.

41. P.RAMBABU, S /O P.POLA RAO, AGED 58 YEARS, PH WORKER, R/O CHINNA WALTAIR, RAJAKA VEEDHI, VISAKHAPATNAM.

42. P.SURI BABU, S/O P.APPALANAIDU (LATE), AGED 61 YEARS, PH WORKER, R/O MUNAGAPAKA, PANCHAYATI VEEDHI, VISAKHAPATNAM.

43. L.TRINADHA RAO, C/O SURYANARAYANA, AGED 58 YEARS, PH WORKER R/O OLD ADAVIVARAM, VISAKHAPATNAM ALL ARE WORKING IN GREATER VISAKHAPATNAM MUNICIPAL CORPORATION,VISAKHAPATNAM

...PETITIONER(S)

AND

1. THE STATE OF ANDHRA PRADESH, , REP.BY ITS PRINCIPAL SECRETARY, MA AND UD DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT.

2. THE STATE OF ANDHRA PRADESH, REP.BY ITS PRINCIPAL SECRETARY, FINANCE AND PLANNING DEPARTMENT, SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATHI, GUNTUR DISTRICT,

3. THE COMMISSIONER AND DIRECTOR OF MUNICIPAL ADMINISTRATION GOVERNMENT OF ANDHRA PRADESH, , APCRDA PROJECT OFFICE, FLOOR, RAYAPUDI POST, TULLURU MANDAL, AMARAVATHI, GUNTUR.
4. THE GREATER VISAKHAPATNAM MUNICIPAL CORPORATION, VISAKHAPATNAM, ANDHRA PRADESH, REP.BY ITS COMMISSIONER,

...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 toto issue Writ Order or Direction more particularly one in the nature of Writ of Mandamus by declaring the action of the respondents in not implementing the orders passed in O.A.No. 8678/2011, dated 08.11.2011 as illegal arbitrary and further direct the respondents to implement the orders passed by this Hlonble A.P Administrative Tribunal in O.A. No. 8678/2011, dated 08.11.2011 as done in the case of similarly situated persons

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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 to issue Writ Order or Direction more particularly one in the nature of Writ of Mandamus by declaring the action of the respondents in not implementing the orders passed in O.A.No. 8678/2011, dated 08.11.2011 as illegal arbitrary and further direct the respondents to implement the orders passed by this Hon'ble A.P Administrative Tribunal in O.A. No. 8678/2011, dated 08.11.2011 as done in the case of similarly situated persons

Counsel for the Petitioner(S):

1. P RAGHAVENDRA REDDY

Counsel for the Respondent(S):

1. GP FOR SERVICES IV
2. GP FOR SERVICES I

The Court made the following:

ORDER :-*(per Hon'ble Sri Justice Ravi Nath Tilhari)*

This writ petition is filed under Article 226 of the Constitution of India seeking the following relief:-

> *"….to issue a Writ, Order or direction more particularly one in the nature of Writ of* ***Mandamus*** *declaring the action of the respondents in not implementing the orders passed in O.A.No.8678 of 2011, dated 08.11.2011 as illegal arbitrary and further direct the respondents to implement the orders passed by the Andhra Pradesh Administrative Tribunal in O.A.No.8678 of 2011, dated 08.11.2011 and pass such other order or orders…."*

2. Heard Sri P.Raghavender Reddy, learned counsel for the petitioners, learned Government Pleader for Services-I appearing for respondent No.2, learned Government Pleader for Services-IV appearing for respondent Nos.1 & 3 and Sri A.S.C.Bose, learned counsel for appearing for respondent No.4.

3. The prayer in the Writ Petition is for a direction to the respondents to implement the order dated 08.11.2011 passed in O.A. No.8678 of 2011 on the file of the Andhra Pradesh Administrative Tribunal (for short, "the Tribunal"). The operative portion of the said order reads as under:

> *"4. In the present case also, the applicants have completed 5 years of service by the cut-off date. In these circumstances, this O.A. is also allowed. The respondents*

are directed to regularize the services of the applicants with effect from 25.11.1993 as per G.O.Ms.No.212. However, the applicants are not eligible for arrears of pay and they are eligible only for notional fixation of pay."

4. It appears that as the respondents did not implement the order of the Tribunal in the O.A., the writ petitioners/applicants filed W.P.No.44139 of 2018, which was allowed on 16.09.2019 in the following terms:

"For the aforesaid reason, the writ petition is allowed, directing the respondents to take action as per the orders passed by the Tribunal in O.A.No.8674 of 2011, dated 08.11.2011. The said exercise shall be completed within a period of three months from the date of receipt of a copy of this order. There shall be no order as to costs."

5. Learned counsel for the petitioners submits that the respondents filed a review petition against the order dated 16.09.2019. The review petition was allowed and W.P.No.44139 of 2018 was restored to its original number. There is no dispute with regard to the fact that the review petition was allowed.

6. Thereafter, W.P.No.44139 of 2018 was disposed of by a Co-ordinate Bench of this Court on 08.07.2025 in the following terms:

"12. The petitioners are permitted to make a detailed representation with legal and factual basis within a period of two months from the date of receipt of a copy of this order. Upon such representation, the respondent authorities shall consider and pass appropriate orders

strictly in accordance with law, within a period of three months thereafter.

13.Accordingly, the writ petition is disposed of. There shall be no order as to costs."

7. Pursuant thereto, upon receipt of the petitioners' representation, the respondent authority, namely, the Commissioner, Greater Visakhapatnam Municipal Corporation, rejected the representation of the petitioners *vide* proceedings dated 20.05.2026 in R.C.No.94/2011-2012 Horticulture/D2, which reads as under:

"In view of the above Government Orders, the petitioners are not entitled to retrospective regularization of services from the date of completion of 5 years of service. Hence, the representation filed by Sri Y. Appanna and others for retrospective regularization of services is hereby rejected."

8. The present writ petition is filed seeking implementation of the aforesaid order of the Tribunal.

9. In view of the aforesaid subsequent developments and the disposal of W.P.No.44139 of 2018 by the Co-ordinate Bench of this Court on 08.07.2025, we are of the considered view that the present Writ Petition is not maintainable and ***dismissed*** accordingly. However, liberty is granted to the

petitioners to avail an appropriate remedy in accordance with law against the proceedings dated 20.05.2026, if so advised.

No order as to costs.

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

RAVI NATH TILHARI, J

ALAPATI GIRIDHAR, J

Date: 28.09.2026
RPD.

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THE HONOURABLE SRI JUSTICE RAVI NATH TILHARI
AND

THE HONOURABLE SRI JUSTICE ALAPATI GIRIDHAR

(Dismissed)

WRIT PETITION NO: 27703 of 2026

Date: 28.09.2026

RPD.