

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

CC No. of 2025

in
W.P. No. 12211 of 2023

RUNNING INDEX

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Place : Amaravati,
Date : 22.08.2025

D.V. SASIDHAR
COUNSEL FOR THE PETITIONER

①

**MEMORANDUM OF CONTEMPT CASE FILED UNDER SECTION 10
to 12 OF THE CONTEMPT OF COURTS ACT, 1971
[SPECIAL ORIGINAL JURISDICTION]**

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

C.C.No. OF 2025

IN

W.P. No. 12211 of 2023

Between:

Kudupudi Srinivasa Rao, S/o. Satyanarayana,
Aged 48 Years, Occ : Computer Operator,
Sri Vigneswara Swamyvari Devasthanam,
Inavalli Village & Mandal,
Dr B.R.Ambedkar Konaseema District

...Petitioner

AND

K.Ramachandra Mohan,
The Commissioner,
Endowments Department,
Gollapudi, Vijayawada, NTR District.

...Respondents

The address for service of all notices and process on the above-named
Petitioner is that of his counsel **D V Sasidhar(10944)**, H.NO.71-4-6.
ADJ.Bhaskar studio, Patamata Lanka, Vijayawada, NTR District, Andhra
Pradesh- 520010.

It is therefore prayed, that this Hon'ble Court may be pleased to
punish the respondent under Sections 10 to 12 of The Contempt of
Courts Act, 1971 for willful violation and disobedience of the orders of
this Hon'ble Court passed in W.F No. 12211 of 2023 dated 01.03.2024
and pass such other order or orders as this Hon'ble Court may deem fit
and proper in the circumstances of the case.

GUNTUR
22-08-2025

D.V. SASIDHAR
COUNSEL FOR THE PETITIONER.

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IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

CC No. of 2025

in

W.P. No. 12211 of 2023

Between:

Kudupudi Srinivasa Rao, S/o. Satyanarayana,
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Sri Vigneswara Swamyvari Devasthanam,
Inavalli Village & Mandal,
Dr B.R.Ambedkar Konaseema District

...Petitioner

AND

K.Ramachandra Mohan,
The Commissioner,
Endowments Department,
Gollapudi, Vijayawada, NTR District.

...Respondents

AFFIDAVIT

I, Kudupudi Srinivasa Rao, S/o. Satyanarayana, Aged 48 Years, Occ, Computer Operator, Sri Vigneswara swamyvari Devasthanam, Inavalli Village & Mandal, East Godavari, having temporarily come down to Vijayawada, do hereby solemnly affirm and sincerely state on oath as follows:

01. I submit that I am the petitioner and the deponent in the writ petition as such I am well acquainted with the facts of the case.
02. It is submitted that the writ petition is filed challenging the action of the respondents 2 to 4 in not considering the case of the petitioner for regularizing of services as bad, illegal, arbitrary and violative of Articles 14, 16 and 21 of Constitution of India.
03. I submit that, this Hon'ble Court was pleased to disposed of the writ petition on 01.03.2024 the operative portion is extracted below:



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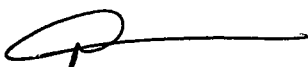
"5. In that view of the matter, we are of the considered opinion that it would be in the interest of the party that the matter be relegated to the 2nd respondent to adjudicate the claims of the petitioners. The Writ Petitions shall be treated as representations. The 2nd respondent shall issue notice of hearing to all the concerned petitioners within one (1) week from the date of receipt of a copy of this order and shall thereafter fix the date of hearing and endeavour to complete the hearing and pass a speaking order and thereby dispose of the claims of the petitioners within an outer limit of six (6) months.

6. The Writ Petitions stand disposed of accordingly. The 2nd respondent shall endeavour to dispose of the claims without seeking for any further extension of time".

04. I submit that, after the orders of the Hon'ble High Court dated 01.03.2024 I have submitted representation to the respondent herein through the Executive Officer on 01.02.2025 and marking a copy to respondent herein requesting to comply the orders of Hon'ble high Court and to regularize my services. Even the order copy was dispatched on 29.08.2024 but as on today no action is forthcoming for complying the orders of this Hon'ble Court. Hence the contempt case is filed.

05. I submit that, the respondent does not have any respect towards the orders of this Hon'ble Court and he is willfully and wantonly violating the orders, as such he is liable for punishment under the Contempt of Courts Act.

It is therefore prayed that this Hon'ble Court may be pleased to punish the respondent under Sections 10 to 12 of The Contempt of Courts Act, 1971 for willful violation and disobedience of the orders of this Hon'ble Court passed in W.P No. 12211 of 2023 dated



(4)

01.03.2024 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Solemnly affirmed and signed
before me on this the 22nd day of
August, 2025 at Vijayawada.

KSRV daga
DEPONENT

[Signature]
ADVOCATE: VIJAYAWADA
(Koutariya) (21461)

VERIFICATION

I, Kudupudi Srinivasa Rao. S/o. Satyanarayana, Aged 48 Years, Occ,
Computer Operator, Sri Vigneswara swamyvari Devasthanam, Inavalli
Village & Mandal, East Godavari, having temporarily come down to
Vijayawada, do hereby declare that the contents in the above paragraphs
are true and correct to the best of my knowledge and belief, hence verified
on this the day of August, 2025 at Amaravathi.

DV SAs Daga
Advocate
counsel for the Petitioner

KSRV daga
Deponent

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

FRIDAY, THE FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR



PRESENT

THE HONOURABLE SRI JUSTICE G.NARENDAR
AND
THE HONOURABLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION NO: 12211 OF 2023

Between:

Kudupudi Srinivasa Rao, S/o. Satyanarayana, Aged 46 Years, Occ, Computer Operator, Sri Vigneswara Swamyvari Devasthanam, Inavalli Village and Mandal, Dr B.R.Ambedkar Konaseema District

...PETITIONER

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue (Endowments) Department, Secretariat, Velgapudi, Amaravathi, Guntur District.
2. The Commissioner, Endowments Department, Gollapudi, Vijayawada, Krishna District.
3. The Regional Joint Commissioner, Endowments Department, Rajamahendravaram.
4. Sri Vigneswara Swamyvari Temple, Inavalli Village and Mandal, Dr B.R. Ambedkar Konaseema District Rep. by its Executive Officer.

...RESPONDENTS

⑥

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 issue an appropriate Writ order or direction more particularly, one in the nature of Writ of Mandamus, declaring the action of the respondents 2 to 4 in not considering the case of the petitioner for regularization of services in the cadre of computer operator in the 4th respondent institution as bad, illegal, arbitrary and violative of Articles 14, 16 and 21 of Constitution of India and consequentially direct the respondents to regularize the services of the petitioner and grant all consequential service and monetary benefits.

IA NO: 1 OF 2023

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 direct the respondents to consider the case of the petitioner for regularization as was done in the similar circumstances to other temple employees.

Counsel for the Petitioner(s): SRI D V SASIDHAR

Counsel for the Respondents 1 to 3 : GP FOR ENDOWMENTS

**Counsel for the Respondent No.4 : SRI K SRINIVASU, SC for
ENDOWMENTS**

The Court made the following: ORDER

(7)

HON'BLE SRI JUSTICE G.NARENDAR

AND

HON'BLE SRI JUSTICE NYAPATHY VIJAY

WRIT PETITION No.12211 of 2023

JUDGMENT:- (per Sri Justice G.Narendar)

1) The Writ Petition raises similar issue as decided by this Court while disposing of W.P.No.23424 of 2020 and connected petitions. While disposing of the said petitions, this Court held as under:-

5. In that view of the matter, we are of the considered opinion that it would be in the interest of the party that the matter be relegated to the 2nd respondent to adjudicate the claims of the petitioners. The Writ Petitions shall be treated as representations. The 2nd respondent shall issue notice of hearing to all the concerned petitioners within one (1) week from the date of receipt of a copy of this order and shall thereafter fix the date of hearing and endeavour to complete the hearing and pass a speaking order and thereby dispose of the claims of the petitioners within an outer limit of six (6) months.

2
(8)

6. The Writ Petitions stand disposed of accordingly. The 2nd respondent shall endeavour to dispose of the claims without seeking for any further extension of time.

2) Hence, the instant Writ Petition is also *disposed of* on similar terms. No order as to costs.

3) As a sequel, miscellaneous petitions, if any, pending shall stand closed

//TRUE COPY//

SD/- K.J. RAJA BABU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Commissioner, Endowments Department, Gollapudi, Vijayawada, Krishna District. ✓
2. One CC to SRI D V SASIDHAR Advocate [OPUC] ✓
3. Two CCs to GP for ENDOWMENTS, High Court of Andhra Pradesh. ✓
[OUT]
4. One C to SRI K SRINIVASU, SC for ENDOWMENTS [OPUC]
5. Three CD Copies

Madhu

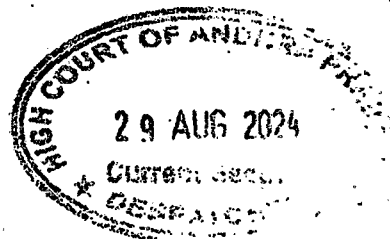
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HIGH COURT

DATED:01/03/2024

ORDER

WP.No.12211 of 2023



DISPOSING THE WP WITHOUT COSTS

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**MEMORANDUM OF WRIT PETITION
(UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA)
IN THE HIGH COURT OF ANDHRA PRADESH AT : AMARAVATHI.**

W.P.No. of 2023

Between:

**Kudupudi Srinivasa Rao,
S/o. Satyanarayana,
Aged 46 Years, Occ, Computer Operator,
Sri Vigneswara swamyvari Devasthanam,
Inavalli Village & Mandal,
Dr B.R.Ambedkar Konaseema District**

...Petitioner

AND

- 1. The State of Andhra Pradesh
 Rep. by its Principal Secretary,
 Revenue (Endowments) Department,
 Secretariat, Velgapudi, Amaravathi,
 Guntur District.**
- 2. The Commissioner,
 Endowments Department,
 Golapudi, Vijayawada,
 Krishna District.**
- 3. The Regional Joint Commissioner,
 Endowments Department,
 Rajamahendravaram.**
- 4. Sri Vigneswara swamyvari Temple,
 Inavalli Village & Mandal,
 Dr B.R. Ambedkar Konaseema District
 Rep. by its Executive Officer.**

...Respondents

The address for service of notices, process etc., on the above-named petitioner is that of his Counsel Sri D.V. Sasidhar (10944), Advocate, H.No.72-3-6, Patamata, Vijayawada, Krishna District.

For the reasons stated in the accompanying affidavit filed in the support of the above writ petition, It is therefore prayed that this

K.B. Srinivas

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Hon'ble Court may be pleased to issue an appropriate Writ order or direction more particularly, one in the nature of Writ of Mandamus, declaring the action of the respondents 2 to 4 in not considering the case of the petitioner for regularization of services in the cadre of computer operator in the 4th respondent institution as bad, illegal, arbitrary and violative of Articles 14, 16 and 21 of Constitution of India and consequentially direct the respondents to regularize the services of the petitioner and grant all consequential service and monetary benefits and to pass such other order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case, in the interest Justice.

AMARAVATHI

Date: 02.05.2023

COUNSEL FOR THE PETITIONER

[Handwritten signature]

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DISTRICT : EAST GODAVARI

IN THE HIGH COURT OF
ANDHRA PRADESH AT
AMARAVATI

W.P. No. of 2023

WRIT PETITION

Filed on: 02.05.2023

FILED BY:

SRI D.V.SASIDHAR(10944)

Advocate

COUNSEL FOR THE PETITIONER

13

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATHI

W.P. No. of 2023

Between:

Kudupudi Srinivasa Rao,
S/o. Satyanarayana,
Aged 46 Years, Occ, Computer Operator,
Sri Vigneswara swamyvari Devasthanam,
Inavalli Village & Mandal,
Dr B.R. Ambedkar Konaseema District

...Petitioner

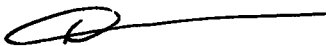
AND

1. The State of Andhra Pradesh.
Rep. by its Principal Secretary,
Revenue (Endowments) Department,
Secretariat, Velgapudi, Amaravathi,
Guntur District.
2. The Commissioner,
Endowments Department,
Gollapudi, Vijayawada,
Krishna District.
3. The Regional Joint Commissioner,
Endowments Department,
Rajamahendravaram.
4. Sri Vigneswara swamyvari Temple,
Inavalli Village & Mandal,
Dr B.R. Ambedkar Konaseema District
Rep. by its Executive Officer.

...Respondents

AFFIDAVIT

I, Kudupudi Srinivasa Rao, S/o. Satyanarayana, Aged 46 Years,
Occ, Computer Operator, Sri Vigneswara swamyvari Devasthanam,
Inavalli Village & Mandal, East Godavari, having temporarily come
down to Vijayawada, do hereby solemnly affirm and sincerely state on



K.P. Valaswami

oath as follows:

- (14)
01. I submit that I am the petitioner and the deponent in the writ petition as such I am well acquainted with the facts of the case.
 02. It is submitted that the present writ petition is filed challenging the action of the respondents 2 to 4 in not considering the case of the petitioner for regularizing of services as bad, illegal, arbitrary and violative of Articles 14, 16 and 21 of Constitution of India.
 03. I submit that, I was initially appointed as computer operator in the 4th respondent temple on consolidated pay of Rs.7,500/- on 01.02.2013 as per the proceedings of the 2nd respondent dated 01.02.2013, thereafter my salary was enhanced from Rs.7,500/- to Rs.9,000/- as per the proceedings of the 3rd respondent dated 26.12.2013. Subsequently my pay was enhanced to Rs.15,000/- in the year 2018, subsequently I was extended 2015 PRC on 16.06.2019.
 04. I submit that, as on today I have completed around 10 years of service and my services are not regularized but in the state all the computer operator services are regularized because of computerization of sale of tickets and other online works in the temples
 05. I submit that the following employees working in the Sri Durga Malleswara Swamy Temple and other temples were regularized



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who were appointed as NMRS. The details are as follows:

| Sl. No. | Name of the employee | Cadre | Proceedings |
|--|------------------------------|------------------------------------|---|
| Sri Durga Malleswara Swamy Temple, Vijayawada | | | |
| 1. | S.V. Prasad | Driver | Rc. No.A1/5943/2010 dated 31-8-2011 & Rc. No.A3/9176/2005 dated 26-12-2006 |
| 2. | N. Nagendra Varma | Driver | - do - |
| 3. | S. Srirama Chandra Murthy | Driver | - do - |
| 4. | B.V. Krishna Rao | Conductor | - do - |
| 5. | V. Srinivasa Reddy | - do - | - do - |
| 6. | T. Subramanyam | - do - | - do - |
| 7. | G. Prasad | - do - | - do - |
| 8. | G.L.V.R. Chowdary | - do - | - do - |
| 9. | G.V. Krishna Rao | Record Asst./ care takers | Rc. No.A1/627/2011 dated 4-1-2012 |
| 10. | A. Nachuram | - do - | - do - |
| 11. | Y.Venkateswara Rao | - do - | - do - |
| 12. | D.V.V.G.K. Prasad | Record Asst. | Rc.No.A1/COE- 11026/124/2018-A-SEC- ENDOWMENTS dated 24-1-2019 |
| 13. | G. Satish Kumar | - do - | - do - |
| 14. | P. Rathna Reddy | - do - | - do - |
| 15. | A.K.D. Kumar Siva | Junior Asst. | Memo No. Endw./502/2019/Endt.I(2) dated 2-2-2022 & Rc. No.A1/11026/55/2019 dated 21-6-2022 |
| 16. | V. Praveeth Babu | - do - | - do - |
| 17. | N. Jayaprakash Rao | Sanitary Inspector | - do - |





(17)

| Sri Brahmarambha Mallikharjuna Swamy Varla Devasthanam, Srisaillam | | | |
|---|---------------------|--------------------|---|
| 18. | Y. Diwakar Reddy | Computer operators | Rc.No.A1/6437-A/2000 dated 26.8.2009 & Rc.No.A1/5810/2014 dated 28.1.2019 |
| 19. | M. Srinivasa Rao | - do - | - do - |
| 20. | K. Srinivasa Prasad | - do - | - do - |

| Sri Venkateswara Swamy Temple, Dwaraka Tirumala | | | |
|--|---------------------|-------------------|---|
| 21 | Gopala Krishna Raju | Work Inspector | Rc.No.A1/1767/2013 dated 15.11.2017 & Rc. No.B1/54/2011 dated 16.11.2017 |
| 22. | D.J.V. Prasad | Electrical Helper | - do - |
| 23. | G. Srinivasa Rao. | - do - | - do - |
| 24. | P.Srinivasa Rao. | Computer operator | Rc.No.A5/55330/2009 dated.28.03.2014 Proceedings Rc.No.B1/1452/2012 dated 01.04.2014. |
| 25. | A.Srinivasa Rao. | Computer Operator | -do- |
| Sri Malleswara Swamy Devasthanam, Pedakakani | | | |
| 26. | V. Venkatarattaiah | Clerk | Rc. No.D1/1296/2006 dated 14-4-2006 |
| 27. | K. Nirmala Rani | Care Taker | Rc. No.A2/254/2005 dated 9-4-2005 |

06. I submit that thereafter I have submitted representation to the 3rd respondent proper channel on 11-12-2021 requesting to regularize my services as i have completed more than 10 years of service.

07. I submit that recently the services of three NMRs are regularized



K. Chavalasw

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on 21-6-2022 by the 2nd respondent for the reasons best known, but our services were not regularized even though I was working for more than 15 years in the 4th respondent institution.

08. I submit that basing on the regularization orders issued on 21-6-2022, this Hon'ble Court has also considered for regularization in W.P. No.14103 of 2020 dated 25-7-2022, I also stand in the similar footing and our services have to be regularized.
09. I submit that all the above regularization are made after the so called ban G.O. relied by the respondent authorities as shield. Further as many as 126 persons were extended the benefit of regularization after the ban G.O. was issued without following the direct recruitment process and thereafter when the Regional Joint Commissioner proposed to set aside all the regularization vice proceedings dated 17.6.2015, the office of the 2nd respondent has issued proceedings dated 11-7-2015 withholding the said cancellation of regularization orders as it is not congenial for harmonious administration. But as on today all the above mentioned persons in the table and 126 persons were continuing as on today and promotions were also given to some of the persons.
10. I submit that relying on Act 2/1994 and the ban imposed therein on fresh recruitments, but the same will not apply to the case of





(18)

temple employees is concerned as there is an amendment to the said act by Act 28/94 as per the Amendment, who does not receive the salaries from the exchequer, the ban doesn't apply.

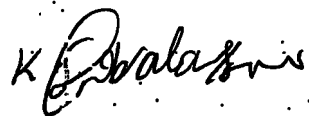
As such the ban etc., are brought for the respondents administrative convenience and for regularizing persons as per their whims and fancies for the vested reasons.

11. I submit that none of the temples or the institutions are established by the Government or its bodies. As such the ban imposed on regularization does not bar regularization of the temple employees, whose salaries are paid only out of the income from the temple, but not from the government exchequer.

12. I submit that the temple employees does not come under the purview of Government employees or its instrumentalities for the reason that the temple employees and their salaries are paid from out of the income of the temple which is treated as an independent autonomous single unit. The income or expenditure of temple are self-acquired, without burden on the Government.

13. I submit that the salaries are paid to the temple employees are from the donations, hundis and offerings made by the general public and not even a single pie is paid from the Government exchequer, as such the question of the denying the regularization on the ground of ban, Manjula Bashini case, Uma Devi case etc.,





as if the regularization is made to Government employment does not apply to the temple employees. Further the employment in the temples is religious based and unless they follow the Hinduism, they are not eligible for employment. As such employees working for years together on the fond hope of regularization, cannot be denied regularization.

14. I submit that the following are some of the facts as per the Endowments Act, which clearly establishes the factum of earning the salaries from out of their own funds by the temple employees without any burden on Government.

a) That the incomes generated or procured by the hard work and dedication of the secular and religious employees only, for ex. the Executive Officer or the Authorities does not go the shops for collection of the rents, to the lands for collection of makthas, maintain the Q lines, help in sale of various tickets, does the poojas and any other works etc; which generate the income to the temple. As such the NMRs deserve the fair treatment and they deserve liable regularization of services, but the Executive Officer enjoys all perks, allowances and retirement benefits also from the income of Temple denies the regularization of its employees.

K. Sivalan

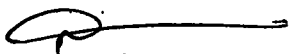
(20)

b) That the following Authorities are appointed by the Government to the various temples and charitable institutions:-

1. Commissioner of Endowments
2. Additional Commissioner's
3. Regional Joint Commissioners
4. Deputy Commissioners
5. Assistant Commissioners
6. Executive Officer Grade-I
7. Executive Officer Grade-II
8. Executive Officer Grade-III

The salaries of all the above officers including their car petrol, food allowances, medical benefits, retirement benefits, pensions, travel allowances and all applicable allowances are paid out of the income derived from the temples and charitable institutions generated by the sweat, determination and hard work of these employees as such they are eligible for regularization of services and equal treatment instead of discrimination while regularization of services.

c) That as per the section 65(1) of Act 30/87 the temples/religious institutions have to pay contributions @ 9% from the annual income towards the actual expenditure incurred towards services of the above authorities. i.e., towards payment of their salaries etc. Hence the respondents



K. Chavadas

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and other authorities appointed by the Government are only there to render their services for the development of the temples/ charitable institutions and for the well being of the employees who are the main pillars of these temples/ charitable institutions, but not to issue the ban orders on regularizing the employees invoking pick and choose method and placing the employees to severe hardship.

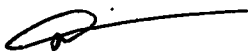
- d) That as per section 65(4) of Act 30/87 the temples/ charitable institutions even pays 1.5% of Audit Fee to the Government, as such the question of any free service rendered by the state does not arise. Hence the employees of temples/ charitable institutions have every right to claim the regularization of their services on par with others.
- e) That as per Section 69 of the act 30/87 the Endowments Administrative Fund is established and the same is under the control of the Commissioner of Endowments. The amounts collected towards contributions and audit fee as per section 65 of Act 30/87 will be credited to this Administrative Fund. The amounts in this fund runs into crores of rupees and expended by the Authorities at their whims and fancies, but coming to the regularization of employees the ban and other



K. Pravalan

financial constraints are shown as reasons, which is illegal and arbitrary.

- f) That section 69(3) of Act 30/87 provides a provision that the Commissioner shall repay the Government out of the fund for the sums paid towards salaries, allowances, pensions and other remuneration of the persons appointed by the Government for rendering services under the provision of the Act. Hence It is crystal clear that persons mentioned @ ground D are appointed by the Government and the expenditure incurred by the Government toward them is reimbursed, but coming to the case of the employees of temples/charitable institutions they are not appointed by the Government as such their salaries are not paid by the Government and they have to work hard and pay for the others regular employees salaries by starving themselves which is nothing but violation of Article 14 and 16 of Constitution of India and discrimination. As such all the employees deserves equal treatment and they are also eligible for regularization.
- g) That the temples/charitable institutions monies are left with the above contributions but they have to further pay @ 8 % of the annual income for the Common Good Fund as per section 70 of Act 30/87. The amount so collected @ 25% has to be




(23)

utilized for the salaries to the Archakas and dhooopa deepa naivedyams etc., as per Section 70(b)(i) of Act 30/87 and @ 25% for establishment of vedapatashalas etc as per 70(b)(ii) of Act 30/87. As such as per the above provisions the payment of salaries can be adjusted from the surplus amounts in the Common Good Fund also after regularizing the services of the temple employees which includes secular and not secular employees without falling on 30% establishment charges.

h) That even as per Section 70(2) that if any amount is surplus in the Administrative Fund the same can be transferred to the Common Good Fund which make is further clear that the amounts can be utilized for the maintenance of temples/institutions and salaries of the employees. Hence if the services are regularized there will be no burden on the Temple funds.

i) That the persons appointed by the Government as mentioned above including the respondents herein will draw the salaries at the stake of income generated by the temple/charitable intuitions employees and paid towards Contributions and Audit Fee by invoking the section 69(3) of Act 30/87 and when the regularization is sought the same is denied, which is nothing but illegal and arbitrary and violative article 14, 16

K. S. Valagun.

and treating the temple/charitable institutions employees unequally and without regularizing their long service which is illegal and arbitrary.

j) That the temple/charitable institutions employees are never treated on par with the Government Employees and they are always treated inferiorly and as slaves in all aspects including the payment of salaries, regularization, extending the PRC, retirement benefits, pensions etc., even when their salaries are generated by themselves only and without job security.

k) That there are number of cases where the archakas or the other secular staff after retirement as NMRs working for more than 20 years from the temple service are begging on the streets or went down below poverty line and are unable to feed themselves. Further there is a classic case where the employee of the temple has died and the family had no monies for bereavement expenses also.

l) That the employees without getting up to date scales, pensionary benefits, job security, etc., but the Executive Officers etc., will get the same at the benefit of the contributions paid by the temple/ charitable institutions without burden on the Government Exchequer/Consolidated fund which is nothing but discrimination towards temple/



H. Pravalan

charitable institutions employees which is nothing but violation of Articles 14 and 21 of Constitution of India.

15. I submit that most of the regularizations are done by the temples and ratified by the respondents 1 and 2 as per their feasibility and comfort which is illegal and violation of Article 14, 16 and 21 of Constitution of India.
16. I submit that applicability of Act 2 of 1994 a clarification dated 29.11.2012 was also given by the Chairman-cum-District Judge of the A.P. Endowments Tribunal mentioning that Act 2/1994 has not application at all to the temple service and mentioned about the Amendment Act 27/1998 and the same was considered by the Government. Hence temple employees cannot be denied regularization on this ground also.
17. I submit that this Hon'ble Court in similar circumstances of this institution employees' writ W.P.No.18568 of 2015 was allowed directing to consider for regularization without following the procedure prescribed in GO.Ms.No.12 dated 10.1.1992 and their cases are considered by the respondents 1 and 2 by issuing proceeding dated 2-2-2022 & 21-6-2022 respectively and in W.P. No.14103 of 2022 and dated 25-7-2022. I also stand in the similar footing.



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18. I submit that I have completed in total more than 15 years of service in the respondent No.3 institution, I have to be considered for regularization but as on today my case is not considered. Further there is vacant posts in the cadre of computer operator cum Junior Assistant as on today and I am fully eligible, qualified for regularization of my services.

19. I submit that recently - Sri Durga Malleswara Swamy Temple employees cases were considered and regularizations were done by the respondents 1 and 2 vide proceedings dated 2-2-2022 and 21-6-2022 and I also stands in similar footing, as such I am entitled for regularization, the respondents are stopped from adopting pick and choose method.

20. I submit that, following are the some of the judgments wherein the erstwhile Division bench of this Hon'ble Court and the Hon'ble Supreme Court has directed for regularizations of the employees who have worked for more than 10 years, similar circumstances.

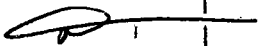
I. 2017-6-ALT-751 para No. 17 "for the above mentioned reasons, order dated 27.06.2017 in OA 1442/2014 on the file of the Tribunal is set aside and writ petition is allowed with the direction to the respondents to consider regularization of the service of the petitioner against the

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existing vacancies of the work inspectors and appoint them subject to their satisfying criteria laid down in para No. 53 of the judgment in *Umadevi MANU/SC/1918/2006 : (2006) 4 SCC 1 (supra)*. This process must be completed within two months from the date of receipt of a copy of this order. As a sequel to disposal of the writ petition, WPMP No. 33808 of 2017, filed by the petitioners for interim relief, is disposed of as infructuous.

II. 2013-14-SCC-65 para No. 36 "It is also pertinent to notice that these banks are public sector banks. We are of the opinion that neither the Government of Punjab nor these public sector banks can continue such a practice consistent with their obligation to function in accordance with the Constitution. *Umadevi's* judgment cannot become a licence for exploitation by the State and its instrumentalities."

III. AIR-2021-SC-3884 para No. 39 "Analyzing the entire facts of the case and upon consideration of the matter and settled legal position, we are of the considered view that the impugned judgment passed by the Division Bench of High Court is not liable to be sustained and is hereby set aside. The appeal, accordingly, stands allowed. The appellant is held entitled to be regularized with all consequential



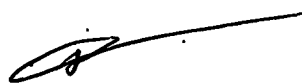
(29)

benefits which may be extended to her within a period of three months from today."

IV. AIR-2021-SC-3529 para No. 13 "By an order dated 17.10.2011, persons similarly situated to the respondents were absorbed by being given the benefit of regularization.

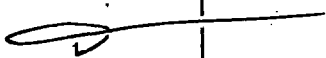
The Division Bench of the High Court has taken note of the discriminatory approach of the university in conferring the benefit of regularization to some and not to all those daily wagers who are eligible. There is no error in the Judgment of the High Court which warrants interference by this Court. Eligible daily wagers in accordance with the scheme have been eagerly awaiting regularization as per the judgment of this Court in Gujarat Agricultural University's case (supra). The right of the respondents for regularization has been correctly recognized by the High Court."

V. 2019-10-SCC-516 para No. 36 "There are some of the employees who have not been regularized in spite of having rendered the services for 30-40 or more years whereas they have been superannuated. As they have worked in the work-charged establishment, not against any particular project, their services ought to have been regularized under the Government instructions and even as per the decision of



this Court in Secretary, State of Karnataka & Ors. v. Uma Devi 2006 (4) SCC 1. This Court in the said decision has laid down that in case services have been rendered for more than ten years without the cover of the Court's order, as one time measure, the services be regularized of such employees. In the facts of the case, those employees who have worked for ten years or more should have been regularized. It would not be proper to regulate them for consideration of regularisation as others have been regularised, we direct that their services be treated as a regular one."

21. I submit that, as per the above judgments of the Hon'ble Apex court, we are entitled for regularizations but the pick and choose method is adopted by the Endowments Authorities and denied our regularizations, by contending that similar and identical circumstances cannot be banked upon. This is nothing but violation of Articles 14, 16 & 21 of Constitution of India.
22. I submit that unless my services are regularized, I will be put to irreparable loss and injury and the same cannot be compensated by any means. Hence the present writ petition is filed.
21. I submit that unless my services are regularized, I will be put to irreparable loss and injury and the same cannot be compensated



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by any means.

22. It is humbly submitted that the petitioner has no other alternative and efficacious remedy except to approach this Hon'ble Court under Article 226 of constitution of India.

23. It is submitted that the petitioner has not filed any suit, application or petitions before any court of law and I have not sought for any similar relief.

In the above mentioned circumstances, it is therefore prayed that this Hon'ble Court may be pleased to issue an appropriate Writ order or direction more particularly, one in the nature of Writ of Mandamus, declaring the action of the respondents 2 to 4 in not considering the case of the petitioner for regularization of services in the cadre of computer operator in the 4th respondent institution as bad, illegal, arbitrary and violative of Articles 14, 16 and 21 of Constitution of India and consequentially direct the respondents to regularize the services of the petitioner and grant all consequential service and monetary benefits and to pass such other order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case, in the interest Justice.

Pending disposal of the writ petition it is therefore prayed that this Hon'ble Court may be pleased to direct the respondents to consider the case of the petitioner for regularization as was done in the similar circumstances to other temple employees and pass such other order or



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orders as this Hon'ble Court deems fit and proper in the circumstances of the case, in the interest of the justice.

Solemnly affirmed and signed
before me on this the 12 day of
May, 2023 at Vijayawada.

K. P. Valasa
DEPONENT

[Signature]
ADVOCATE::VIJAYAWADA
Choutarya 21461
VERIFICATION

I, Kudupudi Srinivasa Rao, S/o. Satyanarayana, Aged 46 Years,
Occ, Computer Operator, Sri Vigneswara swamyvari Devasthanam,
Inavalli Village & Mandal, East Godavari, having temporarily come
down to Vijayawada, do hereby declare that the contents in the above
paragraphs are true and correct to the best of my knowledge and belief,
hence verified on this the day of May, 2023 at Amaravathi.

[Signature]
Advocate

[Signature]
Deponent

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To
The Assistant Commissioner & Executive Officer,
Sri Vighneswara Swamy Devasthanam,
Inavalli (V&M), B.R.Ambedkar Konaseema District.

Sir,

Sub: Endowments Department – Sri Vighneswara Swamy Temple, Inavalli (V&M), B.R.Ambedkar Konaseema District – Kudupudi Srinivasa Rao, Computer Operator cum Junior Assistant on consolidated pay – regularization of service – requested – reg.

Ref: The Hon'ble High Court Orders Dated 01.03.2024 in W.P.No 12211 of 2023

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01/02
RO I Kudupudi Srinivasa Rao, Aged about 48 Years, studied B.Sc presently working as Computer Operator cum Junior Assistant, Sri Vighneswara Swamy Temple, Inavalli (V&M), B.R.Ambedkar Konaseema District submitting the following for kind consideration.

I submit that, I was initially appointed as Computer Operator in the year 2013 in Sri Vighneswara Swamy Temple, Inavalli (V&M) on consolidated pay of Rs 9000/- Per Month as per the orders issued in D.Dis.No A1/5153/2013, Adm Dt 26.12.2013 and later my pay has been enhancing year by year. At present I am drawing consolidated pay of Rs 25220/- P.M i.e. Minimum Scale to the cadre of Junior Assistant in RPS 2022.

I submit that, recently in the year 2023 I have filed the Writ Petition W.P.No 12211 of 2023 before the Hon'ble High Court to regularize my services in the cadre of Computer Operator cum Junior Assistant. The Hon'ble Court in the reference cited has passed the following order

"1) The Writ Petition raises similar issue as decided by this Court while disposing of W.P.No.23424 of 2020 and connected petitions. While disposing of the said petitions, this Court held as under:-

5. In that view of the matter, we are of the considered opinion that it would be in the interest of the party that the matter be relegated to the 2nd respondent to adjudicate the claims of the petitioners. The Writ Petitions shall be treated as representations. The 2nd respondent shall issue notice of hearing to all the concerned petitioners within one (1) week from the date of receipt of

a copy of this order and shall thereafter fix the date of hearing and endeavour to complete the hearing and pass a speaking order and thereby dispose of the claims of the petitioners within an outer limit of six (6) months.

6. The Writ Petitions stand disposed of accordingly. The 2nd respondent shall endeavour to dispose of the claims without seeking for any further extension of time."

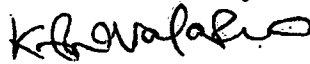
2) Hence, the instant Writ Petition is also disposed of on similar terms. No order as to costs.

3) As a sequel, miscellaneous petitions, if any, pending shall stand closed."

I submit that, I am rendering my services with utmost satisfaction of the authorities and public from past 12 years with any negative remarks. I am having two children I am facing much difficulty to lead the family with this meagre salary with skyrocketing rate of daily essentials.

Hence, I request your good authority to regularize my services in the cadre of Computer Operator cum Junior Assistant by sanctioning D.A and H.R.A.

Yours faithfully,



(Kudupudi Srinivasa Rao)

Dated: 01.02.2025

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TO

The Commissioner,
Endowments Department,
Gollapudi, Vijayawada,
NTR District.

Respected Sir,

I, K.Srinivas Rao, S/o Satyanarayana, Aged 47 years, Occ computer Operator com Junior Assistant, working on minimum time scale in Sri Vighneswara swamy Temple, Ainavilli. Dr.B.R.Ambedhkar Konaseema District, do hereby submit the following representation

1. I submit that I have filled W.P 12211/2023 seeking regularization as computer operator, in Sri Vighneswara swamy Temple, Ainavilli. Dr.B.R.Ambethkar Konaseema District.
2. I submit that the W.P.12211/2023 was disposed on 01-03-2024 with direction to consider my writ affidavit as representation and to consider my case for regularization within 6 months As on today no orders regularizing my service are passed.

Hence in the above mentioned circumstances, it is therefore prayed that the Hon'ble Authority may be pleased to regularize my services in the cadre of Computer operator com Junior Assistant by complying the orders of the Hon'ble High Court passed in W.P.12211/2023 dated 01-03-2024 in Sri Vighneswara swamy Temple, Ainavilli. Dr.B.R.Ambedhkar Konaseema District for which act of kindness I will be ever grateful.

Place : Vijayawada
Date : 01.02.2025

Yours Faithfully,


(K.Srinivasa Rao)

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DISTRICT :: EAST GODVARI

HIGH COURT OF ANDHRA PRADESH

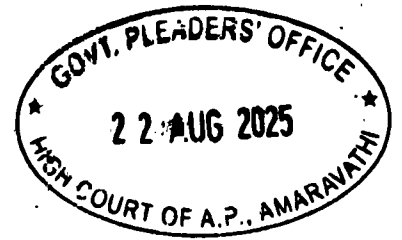
C.C.No. OF 2025

IN

W.P. No. 12211 of 2023

Endow

MEMORANDUM OF CONTEMPT
CASE



FILED BY:

SRI D.V.SASIDHAR(10944)

SRI M.V.S. NIKHIL KASHYAP

SRI M.RAGHU NANDAN

COUNSEL FOR THE PETITIONER

8106842381

