

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

C.C. No. of 2025

IN

W.P. No. 16285 of 2013

CHRONOLOGICAL / RUNNING INDEX

Sl. No.	Ex.	Description of the Document	Date of Order	Date of filing	Page Nos.
1.		Service Certificate	09-09-2025	09-09-2025	1
2.		Affidavit & Petition	-do-	-do-	2-8
		Material Papers			
3.	P1	Copy of Order in WP. No. 16285 OF 2013	20-09-2024	-do-	9-20
4.	P2	Copy of Representation given by the petitioner to the respondent	26-05-2025	-do-	21-
5.	P3	Copies of notices issued by the respondent			22-31
	P4	Copy of Writ Petition & Affidavit in W.P. No. 16285 of 2013			32-51
6.		Vakalath	08-09-2025	-do-	52

Guntur

Date: 09-09-2025

Counsel for the Petitioners

(2)

**MEMORANDUM OF CONTEMPT OF CASE
(U/s 10 to 12 OF CONTEMPT OF CASE OF COURTS ACT)**

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

C.C. No. of 2025

IN

W.P. No. 16285 of 2013

Between:

- 1) Shivadanam Prem Kumar,
S/o S. Veeraiah, aged about 43 years,
Occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District.
- 2) Cherukurimatam Parameswaraiah,
S/o Veeraiah, aged about 43 years,
Occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District. ...Petitioners

AND

Sri. K. Ramachandra Mohan,
S/o not known to the petitioners,
Commissioner of Endowments, Andhra Pradesh,
Gollapudi, Vijayawada, Krishna District

...Respondent

The address for service on the above named Petitioners are that of their counsel **A. VENKATA DURGA RAO (19014)**, Venkata Suneel Reddy, Kondeti Ranga Srinivas and Patchala Manju Sri, Advocates, 4/3 Arundelpet, Opp. Aldo Showroom, Guntur. Cell: 9985388400.

For the reasons mentioned in the accompanying affidavit, It is therefore prayed that this Hon'ble Court in the interest of Justice be pleased to summon, prosecute and punish the Respondent U/S's.10 to

12 of the contempt of Court Act for willful and deliberate violation of the orders of this Hon'ble Court, dt.20-09-2024 in WP No.16285 of 2013 and to pass such other order or orders which are deemed fit and proper in the circumstance of the case.

Guntur.

DATE: 09-09-2025

COUNSEL FOR THE PETITIONER/s

4

IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI

C.C. No. of 2025

In

W.P. No. 16285 of 2013

Between:

- 1) Shivadanam Prem Kumar,
S/o S. Veeraiah, aged about 43 years,
Occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District.
- 2) Cherukurimatam Parameswaraiah,
S/o Veeraiah, aged about 43 years,
Occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District.Petitioners

AND

Sri. K. Ramachandra Mohan,
S/o not known to the petitioners,
Commissioner of Endowments, Andhra Pradesh,
Gollapudi, Vijayawada, Krishna District

...Respondent

AFFIDAVIT

I, Shivadanam Prem Kumar, S/o S. Veeraiah, aged about 43 years, Occ: Paricharaka, Sri Mallikarjuna Swamyvari Devasthanam, Srisailam, Kurnool District, having been temporarily come down to Guntur, do hereby solemnly affirm and sincerely state on oath as follows:

1. I am the 1st petitioner in the above contempt petition and as such I am well acquainted with the facts of the case. I am giving this affidavit on my behalf and on behalf of the 2nd petitioner also.

2. I respectfully submit that myself, 2nd petitioner and others filed a Writ Petition No.16285/2013 before the Hon'ble Court to issue a Writ order or direction, more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in issuing Notification in Rc. No. A1/4133/2007 dated 2.6.2013 calling for applications for the posts of Archakas/Paricharakas in 3rd Respondent temple for appointment on consolidated pay, without considering the case of the petitioners, who are qualified to hold the said posts and are working in the 3rd respondent temple for the last 22 years with valid orders of the respondents, for continuation/absorption/regularization as illegal, unjust, arbitrary, discriminatory and violative of Articles 14 and 21 of the Constitution of India and contrary to the doctronines of promissory estoppel and legitimate expectation and also contrary to the Rules issued in G.O.M.s No. 261 dated 20-05-2002 and consequently set aside the Notification dated 02-06-2013 and direct the respondents to consider the petitioners' case for regularization in the posts, where they are working.

3. I further submit that the said WP. No. 16285/2013 has come up for hearing before this Hon'ble Court on 20-09-2024 on which date, the Hon'ble Court disposed off the said writ petition with the following observations:-

" 11. Today when the matter came up for hearing, Mr.G.Ramana, learned Standing Counsel appearing for the temple, has brought to the notice of this Court the judgment passed in a batch of writ petitions by a Division Bench of this Court, wherein the similar issue of regularization was considered by the Hon'ble Division Bench of this Court and this Court was pleased to pass the following order on 27.02.2024 and W.P.No.23424 of 2020 and batch:- "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."

12. In view of the same, this Court is of the opinion that the writ petitioners at Sl.No.2, 4, 6, 7, 8, 9 and 11 herein are also entitled for grant of a similar relief. Hence, the petitioners are directed to submit fresh representation, duly enclosing the documents on which they are relying, basing on which they have been continued in the service till date and the same may be considered by the 2nd respondent for regularization in accordance with law, as expeditiously, preferably within two weeks from the date of receipt of copy of the order and thereafter the 2nd respondent shall pass appropriate orders by taking into consideration the length of service rendered by the petitioners in the Devasthanam. The said exercise shall be completed within a period of eight (8) weeks thereafter. 13. Accordingly, the Writ Petition is partly allowed against petitioners at Sl.No.2, 4, 6, 7, 8, 9 and 11. The Writ Petition is dismissed as infructuous against the petitioners at Sl.No.3, 14 and 17. No further orders are necessary in favour of the petitioners at Sl.No.5 and 12 since they are not being continued by the Devasthanam. No order as to costs..."

4. I further submit that the copy of the order dated 20-09-2024 in W.P. No. 16285/2013 was communicated to the respondents herein through representation dated 26-05-2025 along with necessary

documents requesting to consider our case for necessary action as per directions of this Hon'ble Court. In pursuant to the order of this Hon'ble Court, the respondent issued notices dated 23-05-2025, 21-12-2024 and 26-12-2024 to us to appear for personal hearing. Accordingly we appeared before the respondent and submitted written submissions. But, so far the respondent has not been complied the directions of this Hon'ble Court not yet passed any orders. The action of the respondent in not obey the order of this Hon'ble Court is willful and deliberate violation of the direction this Hon'ble court in WP No. 16285/2013 dated 20-09-2024 and the respondent is liable to be summoned, prosecuted and punished under the provisions of contempt of court Act.

5. It is therefore prayed that this Hon'ble Court in the interest of Justice be pleased to summon, prosecute and punish the Respondent U/S's.10 to 12 of the contempt of Court Act for willful and deliberate violation of the orders of this Hon'ble Court, dt.20-09-2024 in WP No.16285 of 2013 and to pass such other order or orders which are deemed fit and proper in the circumstance of the case.

Solemnly and sincerely affirmed on
this 8th day of September, 2025
and signed his name in my presence.

Deponent

Before Me:

ADVOCATE :: GUNTUR

8

VERIFICATION STATEMENT

I, Shivadanam Prem Kumar, S/o S. Veeraiah, aged about 43 years, Occ: Paricharaka, Sri Mallikarjuna Swamyvari Devasthanam, Srisailam, Kurnool District, having been temporarily come down to Guntur, being the petitioner/Deponent herein, do hereby solemnly affirm and sincerely state on oath that the above stated facts in the above Para's are true and correct as per legal advice.

Hence verified on this 08th day of September, 2025 at Guntur.

Counsel for the Petitioner

Petitioner

9

P-1

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

FRIDAY, THE TWENTIETH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SMT JUSTICE V.SUJATHA



WRIT PETITION NO: 16285 OF 2013

Between:

1. Matam Siddeshwar S/o Rachaiah,
age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
2. ✓ Shivadanam Prem Kumar S/o S. Veeraiah, ✓
age: 31 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
3. ✓ Chilimikoti Sivanaga Prasad S/o Chinna Mallaiah, ✓
age: 38 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
4. Matam Gangadharaiah Swamy
S/o M. Veeraiah, age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
5. Heeremat Veera Basavaiah, S/o H. Sivaiah Swamy
age: 36 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
6. ✓ Cherukurimatam Parameswaraiah ✓
S/o Veeraiah, age: 31 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
7. Ambada Satish Kumar S/o Shankaraiah,
age: 27 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
8. Sunnamaradi Mallikarjuna,
S/o S. Kariveerappa, age: 38 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
9. Heeremat Vidhyadhar S/o H. Mallaiah,
age: 35 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam, ✓
Srisailam, Kurnool District - 518 101.

- Kandalam Basava Shankar
S/o K. Veerabhadra Swamy
age: 47 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
1. Kandukallu Jangam Kalyanamayya
S/o K. Siddaiah, age: 36 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
12. Rudrappa Sivanandam S/o Rudrappa
age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
13. Kasinathuni Veera Bhadrach
S/o Durga Nageswara Ayyavaru,
age: 53 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.
14. Siddamanahalli Prasanna Kumar
S/o Late S. Shyama Rao,
age: 31 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.
15. Kasulanati Sathyanarayana, S/o K.V. Sharma,
age: 47 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.
16. Panditharadyula Visweswara Kumar
S/o P. Goutama Veerabhadraiah,
age: 48 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.
17. Dantamraju Uma Maheshwara Sharma
S/o D. Subramanyeswara Rao,
age: 39 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.

AND

Petitioners

1. State of Andhra Pradesh
Rep. by its Principal Secretary,
Revenue (Endowments) Department
Secretariat, Hyderabad.

(11) 9 2°

2. The Commissioner of Endowments,
Andhra Pradesh, Boggulakunta, Hyderabad. *aged about 55y*
Sto. not known
vijaya

3. Sri Bramaramba Mallikarjuna Swamyvarla
Devasthanam, Srisailam, Kurnool District *3- M. Srinivasarao*
Rep. by the Executive Officer. *Sto. — - aged about 55y*
Respondents Srisailam

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 in issuing Notification in Rc.No.A1/4133/2007 dt:2.6.2013 calling for applications for the posts of Archakas/Paricharakas in 3rd respondent temple for appointment on consolidated pay, without considering the case of the petitioners, who are qualified to hold the said posts and are working in the 3rd respondent temple for the last 22 years with valid orders of the Respondents, for continuation/absorption/regularization as illegal, unjust, arbitrary, discriminatory and violative of Articles 14 and 21 of the Constitution of India and contrary to the doctrines of Promissory Estoppel and Legitimate Expectation and also contrary to the Rules issued in G.O.Ms.No. 261 dt. 20.5.2002 and consequently set aside the notification dt.2.6.2013 and direct the Respondents to consider the petitioners' case for regularization in the posts, where they are working.

I.A. NO: 3 OF 2013(WPMP. NO: 46268 OF 2013)

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 3rd respondent to permit us to join the duties in pursuance of the orders in Rc.No.A1/4133/2007, dt. 28.6.2013 issued by the 3rd respondent and served on the petitioners on 5.7.2013 pending disposal of the above writ petition.

I.A. NO: 1 OF 2016(WPMP. NO: 32814 OF 2016)

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 expedite the date of hearing the above writ petition by fixing an early date.

Counsel for the Petitioner(s): SRI SRINIVAS BOBBILI

**Counsel for the Respondent No.3 : SRI G RAMANA RAO (SC FOR
ENDOWMENTS RAYALASEEMA REGION)**

Counsel for the Respondents 1 & 2 : GP FOR ENDOWMENTS

Counsel for the Respondents : SRI D V SASIDHAR

The Court made the following: ORDER

APHC010487492013



1
(13)

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

[3333]

**FRIDAY, THE TWENTIETH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SMT JUSTICE V.SUJATHA

WRIT PETITION NO: 16285/2013

Between:

**Matam Siddeshwar, Kurnool District And 16 Others and ...PETITIONER(S)
Others**

AND

**Pri Secy Revenue Endowments Dept Hyderabad And 2 ...RESPONDENT(S)
Others and Others**

Counsel for the Petitioner(S):

1. SRINIVAS BOBBILI

Counsel for the Respondent(S):

1. G RAMANA RAO (SC FOR ENDOWMENTS RAYALASEEMA REGION)

2. GP FOR ENDOWMENTS

3. D V SASIDHAR

The Court made the following:

ORDER:

The case of the petitioners is that they have been working in the 3rd respondent temple as Archakas for the last 22 years and are fully qualified to hold the post of Archaka as they have successfully completed "Archaka Pravesha" which is a requisite qualification for being appointed as Archaka. While the matter being so, in the year 2003 vide proceedings of the Executive Officer, the petitioners were engaged to work as Paricharakas on a labour contract basis and the same has been extended from time to time. The grievance of the petitioner is that while the matter being so, without considering the case of the petitioners for regularization of their services, the respondents have issued the notification on 02.06.2013 calling application for filling up of the post of Paricharaka, challenging which the present writ petition is filed.

2. When the writ petition came up for admission, on 20.10.2014 this Court has pleased to pass an interim order. The operative portion of which is extracted hereunder:-

"For the purpose of assessing the balance of convenience, 10 out of 17 petitioners are not in the age group of 30 to 38 years. How far their cases can be considered for recruitment as Archakas is a moot question. Insofar the remaining seven are concerned, they fall within the age limit prescribed under the Rules referred to supra. In my opinion, staying all further proceedings, including the recruitment process, will not enure to the benefit of either the temple administration of the 3rd respondent or to the benefit of the petitioners. Therefore, I consider that it would be appropriate to allow this selection process to go on, but, at the same time, make it abundantly clear

to all the selected candidates that their selection and appointment will abide by the result in the Writ Petition.

It is needless for me to observe that so long as the services of the petitioners are required and needed, they will be considered for continuance in service and will be considered for continuance in service and will not be dispensed with only on the ground that they have preferred the present Writ Petition.

The W.P.M.P. is ordered accordingly."

3. It is further the case of the petitioner is that in pursuance of the interim orders granted by this Court, the Executive Officer has issued proceedings dated 28.06.2013 recruiting the petitioners herein except 5, 12 and 17 in new permanent post in the temple. But however as the respondents have failed to continue the other petitioners' inspite of the proceedings of the Executive Officer dated 28.06.2013, the petitioners were constrained to file W.P.M.P.No.46268 of 2013.

4. This Court after duly considering the proceedings, on 20.10.2014 has passed the following order:-

"There shall be interim direction to the 3rd respondent to permit the petitioners to join duty, as per the orders in R.C.No.A1/4133/2007 dated 28.06.2013."

5. It is also the case of the petitioners that in pursuance of the said interim orders, all the petitioners except 5, 12 and 17 were being continued to work as Paricharika in the respondent temple.

6. The only point for consideration before this Court as of now is the regularization of the services of the petitioners.

7. The 3rd respondent/Executive Officer at Srisailam temple has filed a detailed counter narrating facts as stated by the petitioners. However, it is stated that the 2nd respondent vide orders dated 07.08.2010 has directed the 3rd respondent to fill up the available religious posts by issuing paper notification and through selection committee constituted by the 2nd respondent. Basing on the said directions, the 3rd respondent has issued a notification calling for applications to the post of Archakas/Paricharakas/Assistant Cooks in Sakshi Daily on 22.05.2011 duly mentioning the sanctioned cadre strength and the said notification was never challenged by any of the petitioners herein and as such it is stated that the petitioners are not entitled to challenge the present notification dated 03.06.2013 which is nothing but continuation of the early notification. The 3rd respondent has also addressed a letter on 04.06.2013 to the District Employment Officer, Kurnool calling for list of eligible candidates for filling up the post in pursuance of the notification dated 03.06.2013. Two committees have conducted written examination and oral interviews for Archaka, Paricharaka for Sri Swamy Vari Temple on 14.06.2013 and for Assistant Cooks (Practical examination of cooking) and Archaka, Paricharaka for Sri Ammavari Temple on 15.06.2013 strictly as per rules and the entire process was video graphed and conducted transparently. The writ petitioners at Sl.No.1, 10, 12, 13 and 16 were not permitted to participate in the selection process as they have crossed upper age limit of 38 years. As the upper age limit as per Rules 7 and 10 of G.O.Ms.No.261, dated 20.05.2002 is 38 years for the Archakas, Paricharaka as well as Assistant Cook.

8. It is further stated that the performance of other writ petitioners was not up to the mark and even worst in some cases. For example petitioner No.5 submitted a blank answer paper. The total number of candidates participated in the selection process are the Writ Petitioners at Sl.No.2, 3, 4, 5, 6, 7, 11, 14

and 17 and the writ petitioners at Sl.No.15 even though is eligible has not participated in the selection process for the reasons best known to him. Out of the all the candidates who participated in selection process, the Writ Petitioners at Sl.No.3, 14 and 17 are only selected by the committees as per merit and marks obtained in written and oral exams.

9. As per the said counter it is an admitted fact that almost all the petitioners have participated in the selection process in pursuance of the impugned notification dated 03.06.2013 and in the said selection process the petitioners at Sl.No.3, 14 and 17 were only selected but whereas the petitioners 5 and 12 are not being continued by the Devasthanam.

10. It is also admitted fact that the other petitioners were continued to work as Paricharaka in the respondent temple in pursuance of the interim orders granted by this Court.

11. Today when the matter came up for hearing, Mr.G.Ramana, learned Standing Counsel appearing for the temple, has brought to the notice of this Court the judgment passed in a batch of writ petitions by a Division Bench of this Court, wherein the similar issue of regularization was considered by the Hon'ble Division Bench of this Court and this Court was pleased to pass the following order on 27.02.2024 and W.P.No.23424 of 2020 and batch:-

"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."

12. In view of the same, this Court is of the opinion that the writ petitioners at Sl.No.2, 4, 6, 7, 8, 9 and 11 herein are also entitled for grant of a similar relief. Hence, the petitioners are directed to submit fresh representation, duly enclosing the documents on which they are relying, basing on which they have been continued in the service till date and the same may be considered by the 2nd respondent for regularization in accordance with law, as expeditiously, preferably within two weeks from the date of receipt of copy of the order and thereafter the 2nd respondent shall pass appropriate orders by taking into consideration the length of service rendered by the petitioners in the Devasthanam. The said exercise shall be completed within a period of eight (8) weeks thereafter.

13. Accordingly, the Writ Petition is partly allowed against petitioners at Sl.No.2, 4, 6, 7, 8, 9 and 11. The Writ Petition is dismissed as infructuous against the petitioners at Sl.No.3, 14 and 17. No further orders are necessary in favour of the petitioners at Sl.No.5 and 12 since they are not being continued by the Devasthanam. No order as to costs.

Miscellaneous petitions pending, if any, in this Writ Petition shall stand closed.

Sd/- M.RAMESH BABU
DEPUTY REGISTRAR

//TRUE COPY//

Ch
SECTION OFFICER

To,

1. The Principal Secretary, Revenue (Endowments) Department, State of Andhra Pradesh, Secretariat, Velagapudi, Amaravati.
2. The Commissioner of Endowments, Secretariat, Velagapudi, Amaravati.
3. The Executive Officer, Sri Bramaramba Mallikarjuna Swamyvarla Devasthanam, Srisailam, Kurnool District.

4. One CC to SRI SRINIVAS BOBBILI Advocate [OPUC]
5. One CC to SRI D V SASIDHAR Advocate [OPUC]
6. One CC to SRI G RAMANA RAO (SC for ENDOWMENTS RAYALASEEMAREGION) Advocate [OPUC]
7. Two CCs to GP for ENDOWMENTS, High Court of Andhra Pradesh. [OUT]
8. Three CD Copies

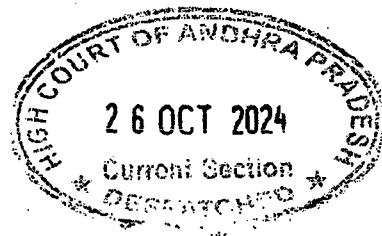
Madhu

HIGH COURT

DATED:20/09/2024

ORDER

WP.No.16285 of 2013



**PARTLY ALLOWING THE WP
WITHOUT COSTS**

(21)

P- (2)
ದಿ: 26-5-2025
ಶ್ರೀವೆಂಕಟ.

To
The Commissioner
A.P Endowments Department,
Gollapudi, VIJAYAWADA.

Respected Sir !

Sub : SBMS.Devasthanam, Srisailam-Regularisation of the Services of Paricharaka as Archaka as per the orders of Hon.ble A.P.High Court-Submission of Representation-Regarding.

I submit that under the inevitable circumstances, I requested the Hon.ble AP. High Court for judgement in accordance with Law for to consider my services of Paricharaka being continued on Contract Basis for appointment as Archaka, based on my Qualifications, in Swamy Vari Temple/Srisailam Devasthanam, in W.P.No. 16285/2013. The Hon.ble AP.High Court taking into consideration of my Writ Petition issued its judgment on 20-09-2024 with a direction to me (the Petitioners) to submit fresh representation duly enclosing the documents. for regularization in accordance with Law.

So, as per the directions of the Hon.ble AP.High Court, I am here-with submitted my documents such as, (i) Orders of the Commissioner of Endowments/ Executive Officer in which my services are continued as Paricharaka on Contract basis and (ii) Certificates of Qualification of Veera Shiva Agamamu "PRAVESA", VARA", for the post of Archaka and also proof of date of Birth certificate. i.e T.C of XTH Class issued by the Z.P.H. School, Chapirevula, Nandayal.

I, therefore, ardently request You, Sir, in pursuance of the orders of Hon.ble AP.High Court and taking into consideration of my Qualification and length of service of Paricharaka, necessary orders may kindly be acceded for my appointment as Archaka on regular basis in Swamy Vari Temple, to the Commissioner of Endowments and the Executive Officer, SBMS.Devasthanam.

Thanking You, Sir,

Yours faithfully,

M. parameswariah

(CH. M. PARAMESWARIAH)

S/o CH.M.VEERARAH

శ్రీయుత కార్యనిర్వహణాధికారి వారి కార్యాలయం
శ్రీ భ్రమరాంబ మల్లికార్జున స్వామి వార్ల దేవస్థానం,
శ్రీశైలం

ఆర్.సి.నెం. A1/ E-410394 /2024, తేది: 23-05-2025

విషయం:- శ్రీ భ్రమరాంబ మల్లికార్జున స్వామి వార్ల దేవస్థానం, శ్రీశైలం - పరిపాలనా విభాగము - శ్రీ జె.కళ్యాణమయ్య మరియు 16 మంది ఇతర పరిచారకులచే గౌ!! ఉన్నత న్యాయస్థానము నందు దాఖలు చేయబడిన వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది ఉత్తర్వులను సుసరించి చర్యలు గైకొనుట - సంబంధిత వారిని తేది: 26.05.2025 న ఉదయం 11.30 గంటలకు శ్రీయుత కమీషనర్ వారి కార్యాలయం, విజయవాడ నందు నిర్వహించదలచిన **Personal Hearing** కు హాజరు కావలసినదిగా తెలుపుట - గురించి.

సూచిక: 1. గౌ!! ఉన్నత న్యాయస్థానముచే వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది ఉత్తర్వులు తేది: 20.09.2024
2. Rc.No.C1/13027(48)/2/2024, Dt:04.12.2024 ద్వారా శ్రీయుత కమీషనర్, దేవదాయ ధర్మదాయ శాఖ వారి ఉత్తర్వులు
3. ఈ కార్యాలయ ఉత్తర్వులు ఆర్.సి.నెం. A1/ E-410394 /2024 తేది: 07.12.2024
4. Rc.No.C1/13027(48)/2/2024, Dt:18.12.2024 ద్వారా శ్రీయుత కమీషనర్, దేవదాయ ధర్మదాయ శాఖ వారి ఉత్తర్వులు
Rc.No.C1/13027(48)/2/2024, Dt:12.05.2025 ద్వారా శ్రీయుత కమీషనర్, దేవదాయ ధర్మదాయ శాఖ వారి ఉత్తర్వులు

౩౦

కాంట్రాక్టు మరియు తాత్కాలిక ఉద్యోగుల పోస్టుల క్రమబద్ధీకరణ విషయమై గౌ!! ఉన్నత న్యాయస్థానము నందు కొందరు దేవస్థాన సిబ్బంది దాఖలు చేసిన వ్యాజ్యము 23424 / 2020 నందలి ఆదేశములు అటులనే శ్రీ జె.కళ్యాణమయ్య మరియు 16 మంది ఇతర పరిచారకులచే గౌ!! ఉన్నత న్యాయస్థానము నందు దాఖలు చేయబడిన వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది ఉత్తర్వులను సుసరించి తదుపరి చర్యలు గైకొను విషయమై సదరు వ్యాజ్యము నందు ఈ దిగువ కనబరచిన పిటీషన్ దారులు సంబంధిత రికార్డులతో తేది: 26.05.2025 న ఉదయం 11.30 గంటలకు శ్రీయుత కమీషనర్ వారి కార్యాలయం, గొల్లపూడి, విజయవాడ నందు **Personal Hearing** కు హాజరు కావలసినదిగా తెలియజేయడమైనది.

1. శ్రీ శివదానం ప్రేమ కుమార్ S/o వీరయ్య
2. మటం గంగాధరయ్య స్వామి S/o ఎం.వీరయ్య
3. చెరుకూరి మటం పరమేశ్వరయ్య S/o వీరయ్య
4. అంబెడ సతీష్ కుమార్ S/o శంకరయ్య
5. సున్నమరడి మల్లికార్జున S/o ఎస్.కరివీరప్ప
6. హిరేమట్ విద్యాధర్ S/o హెచ్.మల్లయ్య
7. కందుకల్లు జంగం కల్యాణమయ్య S/o కె.సిద్ధయ్య

పై తెలిపిన విధముగా పిటీషన్ దారులు సదరు **Personal Hearing** కు హాజరు కాని వక్షములో అందుబాటులో గల రికార్డుల ననుసరించి తదుపరి చర్యలు గైకొననడునని తెలియజేయడమైనది.

M.SREENIVASA RAO
EXECUTIVE OFFICER

The Office of the Hon'ble Executive Officer,
Sri Bhramaramba Mallikarjuna Swamy Devasthanam.

R.C.No. A1/E-410394/2024, Dated: 23-05-2025

Subject:- Sri Bhramaramba Mallikarjuna Swamy Warla Devasthanam, Srisailam
Administrative Division - Sri J. Kalyanamayya and 16 other attendants
filed in the High Court of Govt. to take action as per the final orders issued
in W.P No. 16285 / 2013 and to be directed to appear for a Personal
Hearing to be held at the office of the Commissioner, Vijayawada at
11.30 a.m. The concerned persons are hereby summoned on: 26.05.2025
in the morning.

- Ref: 1. The final verdict in W.P. No.16285/2013 was issued on 20.09.2024.
2. Rc.No.C1/13027(48)/2/2024, Dt:04.12.2024, Orders of the Charities
Department
3. 5 people 5.2.3. A1/E-410394 /2024 38: 07.12.2024
4.Rc.No.C1/13027(48)/2/2024, Dt: 18.12.2024, Orders of the Charities Department
Rc.No.C1/13027(48)/2/2024, Dt:12.05.2025 Orders of the Charities Department

The orders in the suit filed in the High Court by some temple staff in W.P. No. 23424 /
2020 regarding regularization of contract and temporary employees and the final orders
issued in the suit filed in the High Court by Sri J. Kalyanamayya and 16 other servants in
W.P. No. 16285 / 2013 are hereby notified to the petitioners shown below in the said suit
to attend a Personal Hearing with the relevant records on 26.05.2025 at 11.30 am at the
office of the Hon'ble Commissioner, Gollapudi, Vijayawada.

1. Sri Sivadanam Prema Kumar S/o Veeraiah
2. Matam Gangadharaiah Swamy S/o M. Veeraiah
3. Cherukuri Matam Parameswaraiah S/o Veeraiah
4. Ambedkar Satish Kumar S/o Shankaracharya
5. Sunnamaradi Mallikarjuna S/o S. Kariveerappa
6. Hiremat Vidyadhar S/o H.Mallaiah
7. Kandukallu Jangam Kalyanamayya S/o K. Siddaiah

It is hereby informed that if the petitioners do not attend the said Personal Hearing as
mentioned above, further action will be taken based on the available records.

M.SREENIVASA RAO
EXECUTIVE OFFICER

శ్రీయుత కార్యనిర్వహణాధికారి వారి కార్యాలయం

శ్రీ భ్రమరాంబ మల్లికార్జున స్వామి వార్ల దేవస్థానం, శ్రీశైలం

ఆర్.సి.నెం. A1/E-410394 /2024. 21/12/2024

విషయం శ్రీ భ్రమరాంబ మల్లికార్జున స్వామి వార్ల దేవస్థానం, శ్రీశైలం - పరిపాలనా విభాగము - శ్రీ జె.కళ్యాణమయ్య మరియు 16 మంది ఇతర పరిచారకులచే గౌ!! ఉన్నత న్యాయస్థానము నందు దాఖలు చేయబడిన వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది ఉత్తర్వులననుసరించి చర్యలు గైకొనుట -- సంబంధిత వారిని **తేది:24.12.2024 న మ. 3.00 గం.లకు** కమీషనర్ వారి కార్యాలయం, విజయవాడ నందు నిర్వహించదలచిన **Personal Hearing** కు హాజరు కావలసినదిగా తెలుపుట - గురించి.

మూలక: 1.Rc.No.C1/13027(48)/2/2024, Dt:18.12.2024 ద్వారా శ్రీయుత కమీషనర్, దేవదాయ ధర్మదాయ శాఖ వారి ఉత్తర్వులు

2.ఈ కార్యాలయ ఉత్తర్వులు ఆర్.సి.నెం. A1/E-410394 /2024 తేది: 07.12.2024

3.Rc.No.C1/13027(48)/2/2024, Dt:04.12.2024 ద్వారా శ్రీయుత కమీషనర్, దేవదాయ ధర్మదాయ శాఖ వారి ఉత్తర్వులు

4.గౌ!! ఉన్నత న్యాయస్థానముచే వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది ఉత్తర్వులు తేది: 20.09.2024

ఘో

కాంట్రాక్టు మరియు తాత్కాలిక ఉద్యోగుల పోస్టుల క్రమబద్ధీకరణ విషయమై గౌ!! ఉన్నత న్యాయస్థానము నందు కొందరు దేవస్థాన సిబ్బంది దాఖలు చేసిన వ్యాజ్యము 23424 / 2020 నందలి ఆదేశములు అటులనే శ్రీ జె.కళ్యాణమయ్య మరియు 16 మంది ఇతర పరిచారకులచే గౌ!! ఉన్నత న్యాయస్థానము నందు దాఖలు చేయబడిన వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది ఉత్తర్వులననుసరించి తదుపరి చర్యలు గైకొను విషయమై సదరు వ్యాజ్యము నందు ఈ దిగువ కనబరచిన పిటీషన్ దారులు సంబంధిత రికార్డులతో **తేది: 24.12.2024 న మధ్యాహ్నం 3 గంటలకు** శ్రీయుత కమీషనర్ వారి కార్యాలయం, గొల్లపూడి, విజయవాడ నందు **Personal Hearing** కు హాజరు కావలసినదిగా తెలియజేయడమైనది.

1. శ్రీ శివదానం ప్రేమ కుమార్ S/o వీరయ్య
2. మటం గంగాధరయ్య స్వామి S/o ఎం.వీరయ్య
3. చెరుకూరి మటం పరమేశ్వరయ్య S/o వీరయ్య
4. అంబేడ నరేష్ కుమార్ S/o శంకరయ్య

25

5. సున్నమరడి మల్లికార్జున S/o ఎస్.కరిపిరపు

6. హిరేమట్ విద్యాధర్ S/o హెచ్.మల్లయ్య

7. కందుకల్లు జంగం కల్యాణమయ్య S/o కె.సిద్దయ్య

పై తెలిపిన విధముగా పిటిషన్ దారులు నదరు **Personal Hearing** కు హాజరు కాని పక్షములో

అందుబాటులో గల రికార్డుల ననుసరించి తదుపరి చర్యలు గైకొననడునని తెలియజేయడమైనది.

M.sreenivasa Rao

డిప్యూటీ కలెక్టర్ &

కార్యనిర్వహణాధికారి

వరకు:

పై అభ్యర్థులకు

నకలు:

1. అసిస్టెంట్ కమిషనర్ & సహాయ కార్యనిర్వహణాధికారి (లీగల్ విభాగము వారికి) - తగు చర్యలు గైకొనుటకు (Copy enclosed)
2. ప్రధాన అర్హులు I & II (శ్రీ స్వామి వారి ఆలయం)
3. వర్యవేక్షకులు (లీగల్ విభాగము వారికి) - సమాచార నిమిత్తం మరియు తగు చర్యలు గైకొనుటకు (Copy enclosed)
4. టెంపుల్ ఇన్స్పెక్టర్ I & II (శ్రీ స్వామి వారి ఆలయం)
5. C3 లీగల్ గుమాస్తా వారికి - సమాచార నిమిత్తం మరియు తగు చర్యలు గైకొనుటకు (Copy enclosed)
6. A7 గుమాస్తా వారికి - సమాచార నిమిత్తం మరియు తగు చర్యలు గైకొనుటకు (Copy enclosed)

26

File No. SBMSD-ADMNOESTT/28/2024-EST(A1)-SBMSDSLML

The Office of the Hon'ble Executive Officer
Sri Bhramaramba Mallikarjuna Swamy Warla
Temple, Srisailam

R.C.No. A1/E-410394/2024, Dated: 21/12/2024

Subject: Sri Bhramaramba Mallikarjuna Swamy Warla Devasthanam, Srisailam
Administrative Division J.Kalyanamayya and 16 other servants filed in the High Court of
Govt. to take action as per the final orders issued in W.P No.16285 / 2013 -- Regarding
the notice to the concerned persons to appear for a Personal Hearing to be held at the
Commissioner's office, Vijayawada on 24.12.2024 at 3.00 p.m.

Ref:- 1.Rc.No.C1/13027(48)/2/2024, Dt:18.12.2024, Orders of the Department of
Endowments and Charities
2. 5 5.2.3. A1/E-410394/2024 36: 07.12.2024
3.Rc.No.C1/13027(48)/2/2024, Dt:04.12.2024 ,
Orders from the Department of Endowments and Charities
4. Final orders passed by the High Court in W.P No.16285/2013,
Date: 20.09.2024

Regarding the regularization of the posts of contract and temporary employees.
The orders in the suit 23424 / 2020 filed by some temple staff in the High Court and the
final orders issued in the suit W.P No.16285 | 2013 filed by Sri J. Kalyanamayya and 16
other servants in the High Court regarding the further action to be taken, the petitioners
shown below in the said suit with the relevant records are hereby notified to appear for
Personal Hearing on 24.12.2024 at 3 pm in the office of the Hon'ble Commissioner,
Gollapudi, Vijayawada.

1. Sri Sivadanam Prema Kumar S/o Veeraiah
2. Matam Gangadharaiah Swamy S/o M. Veeraiah
3. Cherukuri Matam Parameswaraiah S/O Veeraiah
4. Ambedkar Satish Kumar S/o Shankaracharya
5. Sunnamaradi Mallikarjuna S/o S.Kariveerappa
6. Hiremat Vidyadhar S/o H.Mallaiah
7. Kandukallu Jangam Kalyanamayya S/O K. Siddaiah

(27)

In case the petitioners do not attend the said Personal Hearing as mentioned above, It is hereby informed that further action will be taken based on the available records.

M.sreenivasa Rao
Deputy Collector & Executive Officer

For the above candidates

Copy:

1. Assistant Commissioner & Assistant Administrative Officer (Legal Department) - Appropriate Action (Copy enclosed)
2. Chief Priests I & II (Sri Swami Temple)
3. Supervisors (Legal Department) - For information and appropriate action (Copy enclosed)
4. Temple Inspector I & II (Sri Swami Temple)
5. C3 To the Legal Clerk - For information and appropriate action (Copy enclosed)
6. A7 To the Clerk —For information and appropriate action (Copy enclosed)

శ్రీయుత కార్యనిర్వహణాధికారి వారి కార్యాలయం

శ్రీ భ్రమరాంబ మల్లికార్జున స్వామి వార్ల దేవస్థానం, శ్రీశైలం

ఆర్ .సి.నెం. A1/ E-410394 /2024,తేది.26/12/2024

విషయం శ్రీ భ్రమరాంబ మల్లికార్జున స్వామి వార్ల దేవస్థానం, శ్రీశైలం - పరిపాలనా విభాగము - శ్రీ
:- జె.కళ్యాణమయ్య మరియు 16 మంది ఇతర పరిచారకులచే గౌ!! ఉన్నత న్యాయస్థానము నందు
దాఖలు చేయబడిన వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది
ఉత్తర్వులను సరించి చర్యలు గైకొనుట - సంబంధిత వారిని **తేది:27.12.2024 న మద్యాహ్నం 3 గంటలకు** శ్రీయుత కమీషనర్ వారి కార్యాలయం, విజయవాడ నందు నిర్వహించదలచిన **Personal Hearing** కు హాజరు కావలసినదిగా తెలుపుట - గురించి.

సూచిక: 1.Rc.No.C1/13027(48)/2/2024, Dt:18.12.2024 ద్వారా శ్రీయుత కమీషనర్,
దేవదాయ ధర్మదాయ శాఖ వారి ఉత్తర్వులు

2.ఈ కార్యాలయ ఉత్తర్వులు ఆర్ .సి.నెం. A1/ E-410394 /2024 తేది: 07.12.2024

3.Rc.No.C1/13027(48)/2/2024, Dt:04.12.2024 ద్వారా శ్రీయుత కమీషనర్,
దేవదాయ ధర్మదాయ శాఖ వారి ఉత్తర్వులు

4.గౌ!! ఉన్నత న్యాయస్థానముచే వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది
ఉత్తర్వులు తేది: 20.09.2024

శా

కాంట్రాక్టు మరియు తాత్కాలిక ఉద్యోగుల పోస్టుల క్రమబద్ధీకరణ విషయమై గౌ!! ఉన్నత న్యాయస్థానము
నందు కొందరు దేవస్థాన సిబ్బంది దాఖలు చేసిన వ్యాజ్యము 23424 / 2020 నందలి ఆదేశములు అటులనే
శ్రీ జె.కళ్యాణమయ్య మరియు 16 మంది ఇతర పరిచారకులచే గౌ!! ఉన్నత న్యాయస్థానము నందు దాఖలు
చేయబడిన వ్యాజ్యము W.P No.16285 / 2013 నందు వెలువడిన తుది ఉత్తర్వులను సరించి తదుపరి
చర్యలు గైకొను విషయమై నదరు వ్యాజ్యము నందు ఈ దిగువ కనబరచిన పిటీషన్ దారులు సంబంధిత
రికార్డులతో **తేది:27.12.2024 న మద్యాహ్నం 3 గంటలకు** శ్రీయుత కమీషనర్ వారి కార్యాలయం,
గొల్లపూడి, విజయవాడ నందు **Personal Hearing** కు హాజరు కావలసినదిగా తెలియజేయడమైనది.

1. శ్రీ శివదానం ప్రేమ కుమార్ S/o వీరయ్య
2. మటం గంగాధరయ్య స్వామి S/o ఎం.వీరయ్య
3. చెరుకూరి మటం పరమేశ్వరయ్య S/o వీరయ్య
4. అంబెడ సతీష్ కుమార్ S/o శంకరయ్య

5. సున్నమరడి మల్లికార్జున S/o ఎస్.కరిపిరప్ప
6. హిరేమట్ విద్యార్థి S/o హెచ్.మల్లయ్య
7. కందుకల్లు జంగం కల్యాణమయ్య S/o కె.సిద్దయ్య

పై తెలిపిన విధముగా పిటీషన్ దారులు సదరు **Personal Hearing** కు హాజరు కాని పక్షములో అందుబాటులో గల రికార్డుల ననుసరించి తదుపరి చర్యలు గైకొననడునని తెలియజేయడమైనది.

M.sreenivasa Rao
స్పెషల్ గ్రేడ్ డిప్యూటీ కలెక్టర్ &
కార్యనిర్వహణాధికారి

వరకు:

పై అభ్యర్థులకు

నకలు:

1. అసిస్టెంట్ కమిషనర్ & సహాయ కార్యనిర్వహణాధికారి (శీగల్ విభాగము వారికి) - తగు చర్యలు గైకొనుటకు (Copy enclosed)
2. ప్రధాన అర్చకులు I & II (శ్రీ స్వామి వారి ఆలయం)
3. పర్యవేక్షకులు (శీగల్ విభాగము వారికి) - సమాచార నిమిత్తం మరియు తగు చర్యలు గైకొనుటకు (Copy enclosed)
4. టెంపుల్ ఇన్స్పెక్టర్ I & II (శ్రీ స్వామి వారి ఆలయం)
5. C3 శీగల్ గుమాస్తా వారికి - సమాచార నిమిత్తం మరియు తగు చర్యలు గైకొనుటకు(Copy enclosed)
6. A7 గుమాస్తా వారికి -సమాచార నిమిత్తం మరియు తగు చర్యలు గైకొనుటకు(Copy enclosed)

File No. SBMSD-ADMNOESTT/28/2024-EST(A1)-SBMSDSLML

Office of the Executive Officer,
Sri Bhramaramba Mallikarjuna Swamy Warla Devasthanam,
Srisailam

R.C. No. A1/E-410394/2024,38.26/12/2024

Subject: Sri Bhramaramba Mallikarjuna Swamy Warla Devasthanam, Srisailam
Administrative Division

J. Kalyanamayya and 16 other servants filed in the High Court of Govt. to take action as per the final orders issued in W.P No.16285 / 2013 and to direct the concerned persons to attend the Personal Hearing to be held on 27.12.2024 at 3 pm at the office of the Hon'ble Commissioner, Vijayawada.

Ref:

1.Rc.No.C1/13027(48)/2/2024, Dt:18.12.2024, Orders of the Endowment and Charitable Trusts Department

2. Office Orders R.C.No. A1/E-410394/2024 36: 07.12.2024

3. Rc.No.C1/13027(48)/2/2024, Dt:04.12.2024, Orders of the Endowment and Charitable Trusts Department

4. Final orders passed by the High Court in the suit W.P No.16285 / 2013 dated: 20.09.2024

The orders in the suit filed in the High Court by some temple staff in W.P. No. 23424/2020 regarding regularization of contract and temporary employees and the final orders issued in the suit filed in the High Court by Sri J. Kalyanamayya and 16 other servants in W.P. No. 16285/2013 regarding further action, the petitioners shown below in the said suit are hereby notified to appear for a Personal Hearing with the relevant records on 27.12.2024 at 3 PM at the office of the Shriyutha Commissioner, Gollapudi, Vijayawada.

1. Sri Sivadanam Prema Kumar S/O Veeraiah
2. Matam Gangadharaiah Swamy S/o M. Veeraiah
3. Cherukuri Matam Parameswaraiah S/o Veeraiah
4. Ambedkar Satish Kumar S/O Shankaraiah
5. Sunnamaradi Mallikarjuna S/o S.Kariveerappa
6. Hiremat Vidyadhar S/o H.Mallaiah
7. Kandukallu Jangam Kalyanamayya S/o K. Siddaiah

3)

As stated above, the citation holders are hereby informed that further action will be taken based on the records available in the case of non-attendance at the Personal Hearing.

M. Sreenivasa Rao
Special Grade Deputy Collector & Executive Officer

Copy:

- 1. Assistant Commissioner & Assistant Executive Officer (Legal Department) - Appropriate Action (Copy enclosed)**
 - 2. Chief Priests I & II (Sri Swami Temple)**
 - 3. Supervisors (Legal Department) - For information and to take appropriate action (Copy enclosed)**
 - 4. Temple Inspector I & II (Sri Swami Temple)**
 - 5. C3 To the Legal Clerk - For information and appropriate action (Copy enclosed)**
 - 6. A7 To the Clerk — For information and appropriate action (Copy enclosed)**
-

Memorandum of Writ Petition
(Under Articles 226 of the Constitution of India)
Special Original Jurisdiction
IN THE HIGH COURT OF JUDICATURE ANDHRA PRADESH
AT HYDERABAD

W.P.No. 16285 of 2013

Between:

1. Matam Siddeshwar S/o Rachaiah,
age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
2. Shivadanam Prem Kumar S/o S. Veeraiah,
age: 31 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
3. Chilimikoti Sivanaga Prasad S/o Chinna Mallaiah,
age: 38 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
4. Matam Gangadharaiah Swamy
S/o M. Veeraiah, age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
5. Heeremat Veera Basavaiah, S/o H. Sivaiah Swamy
age: 36 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
6. Cherukurimatam Parameswaraiah
S/o Veeraiah, age: 31 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
7. Ambeda Satish Kumar S/o Shankaraiah,
age: 27 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101
8. Sunnamaradi Mallikarjuna,
S/o S. Kariveerappa, age: 38 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
9. Heeremat Vidhyadhar S/o H. Mallaiah,
age: 35 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.

10. Kandalam Basava Shankar
S/o K. Veerabhadra Swamy
age: 47 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
11. Kandukallu Jangam Kalyanamayya
S/o K. Siddaiah, age: 36 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
12. Rudrappa Sivanandam S/o Rudrappa
age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
13. Kasinathuni Veera Bhadraiah
S/o Durga Nageswara Ayyavaru,
age: 53 years, occ: Paricharaka,
Sri Bramarambhika Dcvi Dcvasthanam,
Srisailam, Kurnool District - 518 101.
14. Siddamanahalli Prasanna Kumar
S/o Late S. Shyama Rao,
age: 31 years, occ: Paricharaka,
Sri Bramarambhika Dcvi Dcvasthanam,
Srisailam, Kurnool District - 518 101.
15. Kasulanati Sathyanarayana, S/o K.V. Sharma,
age: 47 years, occ: Paricharaka,
Sri Bramarambhika Devi Dcvasthanam,
Srisailam, Kurnool District - 518 101.
16. Panditharadyula Visweswara Kumar
S/o P. Goutama Veerabhadraiah,
age: 48 years, occ: Paricharaka,
Sri Bramarambhika Dcvi Dcvasthanam,
Srisailam, Kurnool District - 518 101.
17. Dantamraju Uma Maheshwara Sharma
S/o D. Subramanyeswara Rao,
age: 39 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.

____ Petitioners

AND

1. State of Andhra Pradesh
Rep. by its Principal Secretary,
Revenue (Endowments) Department
Secretariat, Hyderabad.


2. The Commissioner of Endowments,
Andhra Pradesh, Boggulakunta, Hyderabad.
3. Sri Bramaramba Mallikarjuna Swamyvarla
Devasthanam, Srisailam, Kurnool District
Rep. by the Executive Officer.

___ Respondents

The address for service of all notices and process etc., on the above named Petitioners is that of their counsel, M/s. K. R Prabhakar (1604), Bobbili Srinivas, Ch. Ganga Kumar, Advocates, Plot No.410, Road No.21, Jubilee Hills, Hyderabad-33.

For the reasons stated in the affidavit accompanying affidavit, the Petitioners pray 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 in issuing Notification in Rc.No.A1/4133/2007 dt:2.6.2013 calling for applications for the posts of Archakas/Paricharakas in 3rd respondent temple for appointment on consolidated pay, without considering the case of the petitioners, who are qualified to hold the said posts and are working in the 3rd respondent temple for the last 22 years with valid orders of the Respondents, for continuation/absorption/regularization as illegal, unjust, arbitrary, discriminatory and violative of Articles 14 and 21 of the Constitution of India and contrary to the doctrines of Promissory Estoppel and Legitimate Expectation and also contrary to the Rules issued in G.O.Ms.No. 261 dt. 20.5.2002 and consequently set aside the notification dt.2.6.2013 and direct the Respondents to consider the petitioners' case for regularization in the posts, where they are working, and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

Hyderabad
10.6.2013


Mr. K R Prabhakar (1604)
Counsel for the Petitioners

District Kurnool

38

HIGH COURT OF A.P.
AT HYDERABAD

W.P.No. of 2013

MEMORANDUM OF WRIT PETITION

Filed by:

M/s. K R Prabhakar (1604)
Bobbili Srinivas (9649)
Advocates

Counsel for the Petitioners
Mobile No: 9989663636

IN THE HIGH COURT OF JUDICATURE ANDHRA PRADESH
AT HYDERABAD

W.P.No. 16285 of 2013

Between:

1. Matam Siddeshwar S/o Rachaiah,
age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
2. Shivadanam Prem Kumar S/o S. Veeraiah,
age: 31 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
3. Chilimikoti Sivanaga Prasad S/o Chinna Mallaiah,
age: 38 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
4. Matam Gangadharaiiah Swamy
S/o M. Veeraiah, age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
5. Heeremat Veera Basavaiah, S/o H. Sivaiah Swamy
age: 36 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
6. Cherukurimatam Parameswaraiah
S/o Veeraiah, age: 31 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
7. Ambada Satish Kumar S/o Shankaraiah,
age: 27 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101
8. Sunnamaradi Mallikarjuna,
S/o S. Kariveerappa, age: 38 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
9. Heeremat Vidhyadhar S/o H. Mallaiah,
age: 35 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.

10. Kandalam Basava Shankar
S/o K. Veerabhadra Swamy
age: 47 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
11. Kandukallu Jangam Kalyanamayya
S/o K. Siddaiah, age: 36 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
12. Rudrappa Sivanandam S/o Rudrappa
age: 39 years, occ: Paricharaka,
Sri Mallikarjuna Swamyvari Devasthanam,
Srisailam, Kurnool District - 518 101.
13. Kasinathuni Veera Bhadraiah
S/o Durga Nageswara Ayyavaru,
age: 53 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.
14. Siddamanahalli Prasanna Kumar
S/o Late S. Shyama Rao,
age: 31 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.
15. Kasulanati Sathyanarayana, S/o K.V. Sharma,
age: 47 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.
16. Panditharadyula Visweswara Kumar
S/o P. Goutama Veerabhadraiah,
age: 48 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.
17. Dantamraju Uma Maheshwara Sharma
S/o D. Subramanyeswara Rao,
age: 39 years, occ: Paricharaka,
Sri Bramarambhika Devi Devasthanam,
Srisailam, Kurnool District - 518 101.

____ Petitioners

AND

1. State of Andhra Pradesh
Rep. by its Principal Secretary,
Revenue (Endowments) Department
Secretariat, Hyderabad.

2. The Commissioner of Endowments,
Andhra Pradesh, Boggulakunta, Hyderabad.
3. Sri Bramaramba Mallikarjuna Swamyvarla
Devasthanam, Srisailam, Kurnool District
Rep. by the Executive Officer.

____ Respondents

AFFIDAVIT OF THE PETITIONERS

I, Matam Siddeshwar S/o Rachaiah, age: 39 years, occ:
Paricharaka, Sri Mallikarjuna Swamyvari Devasthanam, Srisailam,
Kurnool District -518 101, now having temporarily come down to
Hyderabad, do hereby solemnly affirm and state as follows:

1. I am the 1st Petitioner herein and as such I am well
acquainted with the facts stated hereunder. I am authorized to file
this affidavit on behalf of other petitioners also.
2. I submit that the above writ petition is filed challenging the
action of the Respondents in issuing Notification in
✓ Rc.No.A1/4133/2007 dt:2.6.2013 calling for applications for the
posts of Archakas/ Paricharakas in 3rd respondent temple for
appointment on consolidated pay, without considering the case of
the petitioners, who are qualified to hold the said posts and are
working in the 3rd respondent temple for the last 22 years with
valid orders of the Respondents, for continuation/absorption/
regularization as illegal, unjust, arbitrary, discriminatory and
violative of Articles 14 and 21 of the Constitution of India and
contrary to the doctrines of Promissory Estoppel and Legitimate
Expectation and also contrary to the Rules issued in G.O.Ms.No.
261 dt.20.5.2002 and for consequential reliefs.
3. I submit that I am working in the 3rd respondent temple as
Archaka for the last 22 years and I am fully qualified to hold the
post of Archaka as I have successfully completed 'Archaka
Pravesa', which is the requisite qualification for being appointed as
'Archaka'. I have also successfully completed 'Vara' (essential
qualification for the post of 'Mukhya Archaka) and 'Pravara'

Examination, which is the highest qualification with regard to the method of worshipping Lord. I belong to Veerasaiva cult and I have the expertise in Veerasaiva Agama, which is the method of worshipping Lord Siva. In the year 1991, I was the student of Agama Pathasala, which is being run by the 3rd Respondent Temple, where I have learnt about Agama Sastra/Archakatvam. While, I was studying in Agama Pathasala, 3rd Respondent Temple utilized my services as Paricharaka upto 1993 at the time of festivals. As I have successfully completed my study in Agama Pathashala and have the knowledge in the method of worship of Lord Shiva, I approached the Executive Officer of the 3rd respondent temple in the year 1993 and requested to consider my case for appointment as Archaka. Then the Executive Officer, having satisfied with my knowledge in the method of Veerasaiva Agama worship, informed me that as and when regular vacancy arose, I will be appointed as a Archaka on regular basis and he offered me to work in the 3rd respondent temple as Archaka without salary till such time.

4. With the fond hope that I will be appointed as Archaka on regular basis as and when regular vacancy arose as promised by the Executive Officer, I agreed to work in the 3rd respondent temple as Archaka without salary. While working as such, time and again I requested the Executive Officer to appoint me as Archaka on regular basis. But, the Executive Officer reiterated the earlier promise that as and when regular vacancy arose I will be appointed as Archaka on regular basis. Whenever, the Commissioner of Endowments visited the 3rd respondent temple, I requested the Commissioner to appoint me on regular basis. The Commissioner also promised me that as and when regular vacancy arose I will be appointed on regular basis. Having believed the promises of the Executive Officer of the temple and the Commissioner of Endowments, I continued to work as Archaka without salary, with the fond hope that I will be appointed as Archaka on regular basis, on one day or the other, while giving up

other employment opportunities, because I am very much interested to serve Lord Siva without going for the materialistic jobs, as I feel that serving Lord Siva is the ultimate object of my life. Similar is the case of the other petitioners herein, who are also working in the 3rd respondent temple as Archakas/Paricharakas from 1991 onwards. Petitioners Nos. 1 to 7 are regularly working as Archakas in the 3rd Respondent Temple and they are performing their duties at Vruddha Mallikarjuna Swamy Temple, conducting Vahana Pujas, Nithya Kalyanothsavam, Uthsavam Duties, Prachara Ratham duties, etc and the remaining petitioners are working as Paricharakas. Our service to the 3rd Respondent without any remuneration is evident from the proceedings in R.C.No. G1/4999/91 dt. 6.2.1991, R.C.No. G2/1205/91 dt. 11.3.1991, R.C.No. G2/7648/91 dt. 26.2.1992, R.C.No. G1/4999/91 dt. 6.2.1991, R.C.No. G2/7646/91 dt. 31.3.1992, R.C.No. G2/6546/95 dt. 24.2.1995, R.C.No. G2/6547/94 dt. 27.3.1995, R.C.No. G2/7380/98 dt. 22.2.1998, R.C.No. G2/1599/98 dt. 20.3.1998, R.C.No. G2/8209/98 dt. 7.2.1999, R.C.No. G2/8233/98 dt. 11.3.1999, R.C.No. G2/6543/99 dt. 18.9.1999, R.C.No. G2/4276/2001 dt. 1.10.2001. A sample copy of the same is filed in the material papers for the ready reference of this Hon'ble Court.

5. I submit that while such is the state of affairs, and we the petitioners No. 1, 2, 8, 10, 11, 15 and 17 having worked for a period of 12 years as Archakas/Paricharakas without salary in the 3rd respondent temple made a representation dt:9.8.2002 to the respondents to appoint us as Archakas/Paricharakas on regular basis as per our qualifications. Having considered our representation and keeping the promises made by the Respondents 2 and 3 in mind with regard to our appointment as Archakas/Paricharakas on regular basis, 3rd respondent temple by proceedings in Rc.No.A1/5457/2002 dt:19.3.2003 sent a report to the 2nd respondent Commissioner of Endowments with regard to our appointment as Paricharakas on regular basis.

6. I submit that having received the said report from the Executive Officer, the Commissioner of Endowments instead of permitting the Executive Officer to appoint the petitioners No.1, 2, 8, 10, 11, 15 and 17 including me as Archakas/Paricharakas on regular basis as per our respective qualifications, directed the Executive Officer to engage our services as Paricharakas on contract basis by proceedings in D.Dis.No. A3/14979/2003 dt:21.4.2003.

7. I submit that in pursuance of the said proceedings of the 2nd respondent Commissioner, the Trust Board of the 3rd respondent passed resolution dt:7.9.2003 resolving to engage our services as Paricharakas on contract basis. Accordingly, the Executive Officer of the 3rd respondent temple by proceedings in Rc.No.A1/5457/2001 dt:7.9.2003 engaged our services as Paricharakas on contract basis. Subsequently, our contract service as Paricharakas is being extended from time to time, till date. Though petitioners 1 to 7 including me are entitled to be appointed as Archakas, we accepted our appointment as Paricharakas. Though Petitioners 1 to 7 are appointed as Paricharakas, the 3rd Respondent directed us to work as Archaka. Accordingly we are working in the 3rd Respondent Temple as Archaka and the remaining petitioners are working as Paricharakas from 1991 with the fond hope that on one day or the other we will be appointed on regular basis. At that juncture, when we reminded the Respondents 2 to 3 about their promise for our appointment as Archakas/Paricharakas on regular basis, they said that after completion of two to three years service as Archakas/Paricharakas on contract basis, we will be appointed as such on regular basis. Having believed their promise and with the fond hope that our services will be regularized on one day or the other, we continued to work as Paricharakas on contract basis giving up other employment opportunities.

8. I submit that while such is the state of affairs due to the work load in the 3rd respondent temple, the respondents permitted 10 more qualified persons, who are Petitioner Nos. 3 to 7, 9, 12, 13, 14 and 16, who are similarly situated like that of the petitioners 1, 2, 8, 10, 11, 15 & 17, to work as Paricharakas without salary from 1991 onwards. Subsequently, they made a representation dt:24.5.2006 to regularize their services as per the promises made to them also for regular appointment.

9. I submit that the 3rd respondent temple made a proposal to the 2nd respondent Commissioner in Rc.No.A1/5457/02 dt:14.7.2006 requesting to extend the contract service of the petitioners 1, 2, 8, 10, 11, 15 & 17 and also requesting to accord permission for engaging the services of the petitioners 3 to 7, 9, 12, 13, 14 and 16, who are working as Paricharakas without salary from 1991 while informing that the said proposal was approved by the Trust Board of the temple vide Resolution No. 27 dt. 6.7.2006. In the said proposal, it was further reported that due to the work load their services are very much required.

10. Subsequently the Commissioner of Endowments by proceedings in Rc.No A2/42726/2005 dt: 4.9.2006 extended the services of seven (7) contract Paricharakas and directed the EO to submit a detailed report with regard to 10 additional Paricharakas who are rendering free services for a long time.

11. Subsequently, the Commissioner of Endowments by proceedings in D.Dis No. A2/42726/2006 dt: 15.12.2006 permitted the Executive Officer to utilize the services of the petitioners 3 to 7, 9, 12, 13, 14 and 16 as Paricharakas on contract basis. Subsequently, the Commissioner of Endowments by proceedings in D Dis No.A2/44918/2006 dt:30.3.2007 permitted the Executive Officer to continue the 7 Paricharakas for some more period.

12. I submit that though the contract period of all the petitioners has been expired by 12.8.2007, the respondents are continuing them on regular basis without passing formal regularization orders. Then we made a representation dt: 2.6.2008 to the respondents requesting them to appoint us as Archakas/Paricharakas on regular basis. Then the Executive Officer informed us that as per their earlier promises our services are regularized and as such no orders renewing the contract period are issued and the Executive Officer specifically stated that the petitioners herein are the regular employees of the 3rd Respondent temple. Since then our services are being continued on regular basis from 12.8.2007 onwards till date.

13. While such is the state of affairs, in pursuance of our representation dt:2.6.2008 and keeping the promises made to us for regularization of our services as Paricharakas, in mind, the Executive Officer by proceedings in Rc.No A1/4133/2007 dt: 26.4.2010 requested the Commissioner to revise the cadre strength. Accordingly, the 2nd respondent Commissioner by proceedings in R.Dis.No. B1/28009/2010 dt:18.6.2010 revised the cadre strength keeping the work load in the temple in mind. As per the revised cadre strength 16 Archakas and 16 Paricharakas are required in Sri Swamyvari Temple and 8 Archakas and 8 Paricharakas are required in Ammavari Temple.

14. I submit that from the above it is clear that our services are being continued regularly from 12.8.2007 onwards. As on date, I have completed 12 years of free service and four years of contract service and six years regular service as Paricharika in the 3rd Respondent Temple. In view of the fact that the cadre strength has been increased by the 2nd Respondent Commissioner and in view of the regular promises made by the respondents 2 & 3 with regard to regularisation of our services, we are sure that formal regularization orders will be given and we are eagerly waiting for the same including the regular pay scale.

15. I submit that at that juncture to our utter surprise and dismay, the respondents issued recruitment notification in Rc.No.A1/44/2010 dt:21.5.2011 calling for applications for filing up of 11 Archaka posts and 9 Paricharaka posts in Swamyvari Temple and 4 Archaka posts and 6 Paricharaka posts in Ammavari Temple without considering the fact that the petitioners have completed 12 years of free service and four years of contract service and six years regular service w.e.f. 12.8.2007 as Paricharika in the 3rd Respondent temple. Having surprised with the said action of the respondents, we met the Executive Officer and requested him not to proceed with the impugned selection without considering our cases for regularization. Then the Executive Officer instructed us to approach the Commissioner of Endowments. Accordingly, on 4.6.2011 we met the Commissioner of Endowments, who instructed us to make applications in pursuance of the notification and he will see that our services would be regularized. In view of the fact that we are working in the institution for the last 22 years having believed the version of the 2nd respondent Commissioner of Endowments, we made applications on 6.6.2011, by making endorsement that our applications are without prejudice to our rights/claims for regularization. Besides, several representations were made to Respondents for regularization and then Respondents promised us

that our services will be regularized and the impugned notification will not be acted upon. Accordingly, the Respondents did not proceed further till May, 2013.

16. I submit that as on date, all the petitioners are entitled and qualified to function as Archakas/Paricharakas. However, without fulfilling their promises the respondents issued impugned notification dt.2.6.2013 calling for applications for appointment to the post of Archakas, Paricharakas, etc on consolidated pay for a period of two years and later if their services are satisfactory they are entitled for regular scale of pay and by issuing this notification, the Respondents revived the notification dt. 21.5.2011 by

mentioning that the candidates who made applications under the notification dt. 21.5.2011, need not apply again. The impugned notification dt. 2.6.2013 is illegal, unjust, arbitrary, discriminatory and violative of Articles 14 and 21 of the Constitution of India apart from contrary to the doctrines of equity i.e. doctrine of promissory estoppel and doctrine of legitimate expectation and also contrary to the Rules issued in G.O.Ms.No. 261 dt.20.5.2002. hence, this writ petition.

17. I submit that the respondents, having promised us that our services will be regularized as and when regular vacancy arose and having permitted us to continue without salary for a period of 12 years and having engaged our services on contract basis for a period of four years and having continued our services on regular basis w.e.f. 12.8.2007 till date, ought not to have issued the impugned notification. Hence, the impugned notification is liable to be set aside as it is illegal, unjust, arbitrary and discriminatory.

18. I submit that in view of the promises made by the respondents that our services will be regularized as and when regular vacancies arose we believed the same, gave up our other employment opportunities as early as in the year 1993 itself and doing the service of Lord Siva treating the same as our object of life, thereby we have changed our position to our detriment in view of the promises made by them. Now the respondents by issuing the impugned notification acted contrary to their own promise, thereby they violated the doctrine of promissory estoppel.

19. I submit that since the respondents have permitted us to continue without salary for a period of 12 years and having engaged our services on contract basis for a period of four years and having continued our services on regular basis w.e.f. 12.8.2007 till date, we are legitimately expecting that the said promise will be materialized one day or the other. Though the regular vacancies are available now, the respondents despite

continuing our services regularly w.e.f 12.8.2007 without issuing formal regularization orders have issued the impugned recruitment notification, hence the impugned action on the part of the respondents is contrary to the doctrine of legitimate expectation.

20. I submit that viewing from any angle, having made us to work in the 3rd respondent temple for the last 22 years by forcing us to give up other employment opportunities, the respondents issued the impugned notification depriving our rights of regularization in the post of Archakas/Paricharakas. The said action on the part of the respondents is not only arbitrary but also violative of Articles 14 and 21 of the Constitution of India.

21. I submit that as stated above we are well qualified and experienced in Veerasaiva Agama/Smartha Agama worship and we are working in the 3rd respondent temple in view of the promises made by the respondents for the last 22 years while giving up our other employment opportunities and treating that service to the God is our life object. Except the worship of Lord Shiva and Ammavaru, we do not know any other work and except the work of Paricharaka we do not know any other work, to elude our livelihood and we are doing this work with lot of commitment and dedication. Now by virtue of the impugned action of the respondents, we will be deprived of our livelihood, because it is learnt that the respondents are bent upon to select their own liking in the regular vacancies of Archaka/Paricharaka posts based on political and partisan considerations. It is reliably learnt that several people sent their applications by enclosing the recommendation letters from the office of Hon'ble Chief Minister and local District Minister and other public representatives. In fact the Executive Officer of the 3rd Respondent is receiving several recommendations in this regard and it is reliably learnt that no justice will be done to us in the hands of the 3rd Respondent as the Respondents have bent upon to select their own people and terminate our services in the name of the so-called selection

process, which is basically temporary. From this it is clear that the action of the respondents has the effect of depriving our livelihood and it is in violation of Article 21 of the Constitution of India.

22. I submit that under the impugned notification, it is reliably learnt that the respondents have decided to select their own men in the notified posts without considering our 22 years old claims for regularization and without considering our experience in the 3rd respondent temple and expertise in Veerasaiva Agama/Smartha Agama methods of worship and without considering their promises made to us for regularization. Hence, we constrained to approach this Hon'ble Court. In fact, the respondents have decided to eliminate all the petitioners even before going for selection on one pretext or the other. In fact, the Executive Officer openly stated that all the applications of existing Paricharakas who are working on contract basis will be rejected on any ground including on the ground of age and the same is evident from the impugned notification itself. The respondents having known the fact that we are working for the last 22 years, did not give any age relaxation and weightage to our service. From the above it is very clear that the respondents have decided not to select us in order to select their own men.

23. I submit that the impugned selection is not the regular selection and in fact the impugned notification is contrary to the Rules issued in G.O.Ms.No. 261 dt. 20.5.2002 (in short, Rules) and the same is explained below:

- a. In the impugned notification, it was stated that the selected candidates will be paid consolidated pay for the first two years and if their services are satisfactory, they will be paid regular pay scale, where as the Rule 6 and Schedule -I appended to the Rules do not provide for payment of consolidated pay. Thus it is clear that the Impugned notification is contrary to

Rule 6 of the Rules. In fact the present action of the respondents in appointing new set of temporary employees to replace the petitioners who are serving the 3rd Respondent for the last 22 years is in violation of Article 14 and 21 of the Constitution of India and the same is directly contrary to the law laid down by the Hon'ble Supreme Court in Hargurpratap Singh v. State of Punjab (2007 (13) SCC 292), which was relied upon in State of Punjab v. Supreet Rajpal (2007 (13) SCC 290), and the relevant para is extracted below for the ready reference of this Hon'ble Court.

"3. We have carefully looked into the judgment of the High Court and other pleadings that have been put forth before this Court. It is clear that though the appellants may not be entitled to regular appointment as such it cannot be said that they will not be entitled to the minimum of the pay scale nor that they should not be continued till regular incumbents are appointed. The course adopted by the High Court is to displace one ad hoc arrangement by another ad hoc arrangement which is not at all appropriate for these persons who have gained experience which will be more beneficial and useful to the colleges concerned rather than to appoint persons afresh on ad hoc basis. Therefore, we set aside the orders made by the High Court to the extent the same deny the claim of the appellants of minimum pay scale and continuation in service till regular incumbents are appointed. We direct that they shall be continued in service till regular appointments are made on minimum of the pay scale. The appeals shall stand allowed in part accordingly".

- b. The impugned notification fixed the minimum age for making applications for the post of Archaka as 18 years, whereas Rule 7 mandates that the applicant for the post of Archaka must have

completed the age of (30) years and must not have completed the age of 38 years for direct recruitment. Thus it is clear that the impugned notification is contrary to Rule 7 of the Rules.

c. As per Rules, the qualification for being appointed as Paricharaka is to have knowledge about the method of Veerasaiva/Smartha Agama Worship and there is no requirement to have Pravesh qualification. But in the impugned notification, the 3rd Respondent is insisting for 'Pravesa' even for the post of Paricharaka, which is contrary to the Rules.

d. Admittedly, we are working for the 3rd Respondent temple for the last 22 years and the same is evident from the proceedings of the Respondents 2 and 3 issued from time to time i.e., from 1991 to till date and the Commissioner has power to relax upper age limit and from the reading of the impugned notification, 2nd Respondent failed to exercise their discretion and in fact they deliberately have done this only to defeat our legitimate claims and to select their own people.

e. Since we are working for that last 22 years and as per the promises made by the Respondents from time to time saying that our services will be regularized after two years of contract service. But they did not regularize our services and now in the name of present selection, which is not regular selection as is evident from the impugned notification itself, they wanted to select their own men. From the above, it is clear that though we are working regularly from 12.8.2007 without formal orders of regularization, the Respondents for obvious reasons do not want to make it permanent. If they are genuine in their actions, they would have given due consideration to our service by granting some weightage to our 22 years of service even assuming that we are working only on contract basis. In fact, it is the policy of the Respondent Government to give weightage to the contract employees in regular selection. Recently, almost all the

government departments are giving weightage to the past service. Even assuming that we are working only on contract basis, we are entitled for weightage to our 22 years of service to the 3rd respondent temple.

24. I submit that as on date we are well qualified and entitled to continue as Archakas/Paricharakas in the 3rd respondent temple and the Respondents permitted to work as Paricharakas without salary for a period of 12 years and engaged our services on contract basis for a period of four years and continued our services regularly from 12.8.2007 till date. Hence, the balance of convenience lies in our favour to grant the interim prayers as prayed for. otherwise, we will suffer irreparable loss and hardship.

25. I submit that under the circumstances stated above, we have no other efficacious alternative remedy, except to approach this Hon'ble Court under Article 226 of the Constitution of India. We have not filed any writ petition, suit or other proceedings for the relief or reliefs sought for in the present writ petition.

26. It is therefore necessary in the interests of justice 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 in issuing Notification in Rc.No.A1/4133/2007 dt:2.6.2013 calling for applications for the posts of Archakas/Paricharakas in 3rd respondent temple for appointment on consolidated pay, without considering the case of the petitioners, who are qualified to hold the said posts and are working in the 3rd respondent temple for the last 22 years with valid orders of the Respondents, for continuation/absorption/regularization as illegal, unjust, arbitrary, discriminatory and violative of Articles 14 and 21 of the Constitution of India and contrary to the doctrines of Promissory Estoppel and Legitimate Expectation and also contrary to the Rules issued in G.O.Ms.No. 261 dt. 20.5.2002 and consequently

set aside the notification dt.2.6.2013 and direct the Respondents to consider the petitioners' case for regularization in the posts, where they are working, and pass such other order or orders as are deemed fit and proper in the circumstances of the case.

27. It is also necessary in the interests of justice that this Hon'ble Court may be pleased to direct the respondents to retain and continue the petitioners in the posts where they are working by staying all further proceedings in pursuance of the Notification in Rc.No.A1/4133/2007 dt:2.6.2013 issued by the 3rd Respondent, pending disposal of the above writ petition and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Sworn and singed before me on this
the 10th day of June, 2013 at Hyderabad.

M. S. S. S. S.
Deponent

ADVOCATE :: HYDERABAD

VERIFICATION

I, Matam Siddeshwar S/o Rachaiah, age: 39 years, occ: Paricharaka, Sri Mallikarjuna Swamyvari Devasthanam, Srisailam, Kurnool District -518 101, do hereby declare that what is stated above in paras 1 to 25 are true and correct to the best of my knowledge and belief. Hence verified on this the 10th day of June, 2013 at Hyderabad.

Mr. K R Prabhakar (1604)
Counsel for the Petitioners

M. S. S. S. S.
Deponent

G/P

KURNOOL DISTRICT
IN THE HIGH COURT OF ANDHRA
PRADESH AT AMARAVATI

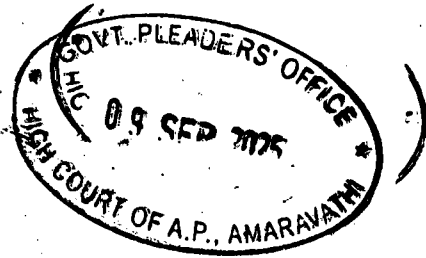
C.C. No. of 2025

In

W.P. No.16285 of 2013

Endow

MEMORANDUM OF CONTEMPT CASE



Filed on : 09-09-2025

Filed By:

A.VENKATA DURGA RAO (19014)

Venkata Suneel Reddy.P,

Kondeti Ranga Srinivas

Patchala Manju Sri,

Advocates,

O/o 4/3rd Lane, Arundelpet,

Opp. Aldo Show Room,

Guntur.

Cell: 9985388400



9963772462