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IN THE HIGH COURT OF JUDICATURE AT AMARAVATHI
FOR THE STATE OF ANDHRA PRADESH

WP. No. of 2025

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Amaravathi.

Date: 3/2/2025

COUNSEL FOR THE PETITIONERS

**MEMORANDUM OF WRIT PETITION
(UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA)**

**IN THE HIGH COURT OF JUDICATURE :: ANDHRA PRADESH
AT AMARVATHI
(Special Original Jurisdiction)**

WP. No.

of 2025

BETWEEN:

1. M.Thimma Naidu,
S/o. M.Sriramulu, Aged 45 years,
Occ: Assistant Commissioner & Executive Officer,
Sriprasanna Anjaneya Swamy Temple, Singarakonda,
Addanki, Bapatla District, A.P.
2. V.Anupama, W/o. M.V.S.Varma,
Aged about 43 years,
Occ: Assistant Commissioner & Executive Officer,
Sri Venkateswara Swamy Temple,
Vaikuntapuram, Tenali, Guntur District.

.....Petitioners.

And

1. The State of Andhra Pradesh,
Rep. by its Principal Secretary(Revenue Endowments),
Secretariat buildings, Velagapudi,
Amaravathi, Guntur- 522237.
2. The Commissioner of Endowments,
Endowments Department,
Gollapudi, Vijayawada, NTR District.
3. Sri. P.Srinivasulu Reddy,
S/o. P.C.Pullu Reddy, Aged about years,
Occ: District Endowment Officer,
Ongole, Prakasam District.

....Respondents

The address of the petitioner for the purpose of service of summons etc. is that of its Counsel Mr.N.BHARAT BABU (8985), Dr.Y.Raghava and Smt.P.Sai Bharathi, Ms.E.Somasree, Advocates, Plot No.303, Anne's Silver Springs Apartments, Jayaprakash Nagar, LIC colony, Vijayawada, AP, and of the respondent is same as in the above cause title.

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For the reasons stated in the accompanying affidavit, it is therefore prayed that this Hon'ble court may be pleased to issue a direction or order, more particularly, one in the nature of writ of Mandamus, to

- i. i. Declare the impugned proceedings vide Memo in Rc. No E1 /8483306/2024, dated 05.02.2024 as illegal and contrary to law;
- ii. ii. Declare the impugned proceedings vide Memo in Rc. No E1 /8483306/2024, dated 05.02.2024 of 2nd Respondent is without jurisdiction;
- iii. iii. To declare that the seniority assigned to Respondent No. 3 in the cadre of Executive Officer Gr-II w.e.f. 30.05.2006 and Gr-I w.e.f. 13.10.2011 needs no review;
- iv. iv. And pass such other orders or orders, as it deemfit and proper, in the circumstances of the case.

Amaravathi.


Counsel for the petitioners

Date: 31.01.2025

GUNTUR DISTRICT

**HIGH COURT OF ANDHRA
PRADESH
AT AMARAVATHI**

WP.NO. OF 2025

Writ of MANDAMUS

Filed by

N.BHARAT BABU (8985)

Dr.Raghava Yathiraju

Smt.P.Sai Bharathi

Ms.E.Somasree

ADVCCATES

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IN THE HIGH COURT OF JUDICATURE :: ANDHRA PRADESH
AT AMARAVATHI

WP. No. of 2025

BETWEEN:

1. M.Thimma Naidu,
S/o. M.Sriramulu, Aged 45 years,
Occ: Assistant Commissioner & Executive Officer,
Sriprasanna Anjaneya Swamy Temple, Singarakonda,
Addanki, Bapatla District, A.P. & AnrPetitioners.
- And
1. The State of Andhra Pradesh,
Rep. by its Principal Secretary(Revenue Endowments),
Secretariat buildings, Velagapudi,
Amaravathi, Guntur- 522237.
2. The Commissioner of Endowments,
Endowments Department, Gollapudi, Vijayawada, NTR District.
3. Sri. P.Srinivasulu Reddy, S/o. P.C.Pulla Reddy,
Aged about years, Occ: District Endowment Officer,
Ongole, Prakasam District.Respondents

ANNEXURE – I
List of events

1.	05.02.2024	The request of the Petitioners to review the notional seniority which was illegally given to 3 rd Respondent in the cadre of Executive Officer Gr-I w.e.f. 04.05.2007 has been rejected on untenable grounds of law and lacks valid legal justification.	Para 2	Page
2.	1975	Pursuant to the Presidential order 1975; G.O. Ms. No. 728 and G. O.Ms. No. 784 dated 01.11.1975 and 24.11.1975 respectively; certain guidelines were formulated and committee was constituted for the consultation and for organization of local cadres.	Para 3	Page
3.	03.08.1976	After extensive review, the Government issued G.O.ms. No. 87 dated 03.08.1976 officially notifying the local cadres.	Para 3	Page
4.	26.03.1996	Government categorized the posts of Executive Officer Gr-I & II as zonal posts and Gr-III Executive Officers as District posts vide G.O.Ms. No. 307 dated 26.03.1996.	Para	Page
5.	----	As per rules the post of Gr-II Executive Officers can be filled up under (1) Promotion from the category of Executive Officer Gr-III, (2) By appointment by transfer from the category of Senior Assistants of Andhra Pradesh Ministerial Services in the	Para	Page

		Endowment Department and Senior Assistants of Section 6(a)(b)(c)(d) institutions other than Regional Joint Commissioner & Deputy Commissioner cadre temples.		
6.	12.12.2007	The Government amended the rules by issuing G. O. Ms. No. 1524, Rev (Endowments) dated 12.12.2007 deleting the channel of senior Assistants working in the Head Office to get appointed as Gr-II Executive Officer.	Para	Page
7.	30.05.2006	In consideration of the request dated 25.04.2006 of Respondent No. 3 herein, the 2 nd Respondent appointed him by transfer in the 2 nd vacancy in Zone-III vide orders dated 30.05.2006. He was posted as Gr-II Executive Officer in Sri Krishna Dharmaraja Swamy Temple, Moolapet, Nellore and he accordingly joined.	Para	Page
8.	24.08.2012	After 2 years of his placement as Executive Officer Gr-II, he filed OA. No. 5869/2008 before the erstwhile APAT for a direction to consider him as Gr-II Executive Officer against cycle point No. 5.	Para	Page
9.	17.01.2013	The 2 nd Respondent passed speaking orders dated 17.01.2013, rejecting his claim to notional seniority in the cadre of Executive Officer Gr-II in cycle point No. 5 in Zone-III.	Para	Page
10.	12.10.2018	The 2 nd Respondent ignoring the earlier orders passed by the same authority issued proceedings dated 12.10.2018, assigning notional seniority to Respondent No.3 w.e.f. 04.05.2007 in the cadre of Gr-I Executive Officer.		
11.	09.01.2024	This Hon'ble Court was pleased to dispose of WP/649/2024 on 09.01.2024, with a direction, directing Respondent No.2 to dispose of our representation dated 07.12.2023.		
12.	05.02.2024	The 2 nd Respondent unmindfully, passed orders dated 05.02.2024 rejecting our representation. Hence this Writ Petition		

ANNEXURE-II

1. Under Article 226 of the Constitution of India
- 2.

Amaravathi.

Date: 31-01-2025

COUNSEL FOR THE PETITIONERS.

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**IN THE HIGH COURT OF JUDICATURE:: ANDHRA PRADESH
AT AMARAVATHI**

WP.No.

OF 2025

BETWEEN::

1. M.Thimma Naidu,
S/o. M.Sriramulu, Aged 45 years,
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Aged about 43 years,
Occ: Assistant Commissioner & Executive Officer,
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.....Petitioners.

And

1. The State of Andhra Pradesh,
Rep. by its Principal Secretary(Revenue Endowments),
Secretariat buildings, Velagapudi,
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2. The Commissioner of Endowments,
Endowments Department,
Gollapudi, Vijayawada, NTR District.
3. Sri. P.Srinivasulu Reddy,
S/o. P.C.Pullu Reddy, Aged about years,
Occ: District Endowment Officer,
Ongole, Prakasam District.

....Respondents

AFFIDAVIT

I, M. Thimma Naidu, S/o. M.Sriramulu, aged 45 years,
working as Assistant Commissioner & Executive Officer, Sri
Prasanna Anjaneya Swamy Temple, Singarakonda, Bapatla District,
A.P., now having temporarily come down to Vijayawada, do hereby
solemnly affirm and sincerely state on oath as follows:

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1. I am the 1st Petitioner herein and am well acquainted with the facts of the case. I am authorized to file this affidavit on behalf of the other Petitioner herein.

2. Aggrieved by the orders of 2nd respondent vide proceedings Memo in Rc. No. E1/8483306/ 2024, dated 05.02.2024 where under the request of the Petitioners to review the notional seniority which was illegally given to 3rd Respondent in the cadre of Executive Officer Gr-I w.e.f. 04.05.2007 has been rejected on untenable grounds of law and lacks valid legal justification.

3. To briefly outline the service particulars of the Petitioners and the 3rd Respondent are as follows:

Service particulars of 1st Petitioner:

21.09.2007: Appointed as Gr-I Executive Officer under direct recruitment

06.06.2019: Promoted as Assistant Commissioner

Service particulars of 2nd Petitioner:

21.09.2007: Appointed as Gr-I Executive Officer under direct recruitment

10.02.2024 Promoted as Assistant Commissioner

Service particulars of 3rd Respondent:

04.08.1997: Appointed as Junior Assistant in the Head Office

04.02.2004: Promoted temporarily as Senior Assistant and deputed to work at Ujjaini Mahankali Temples as no vacancy available at Head Office

- 08.09.2004: Withdrawn from Foreign service and posted as Senior Assistant in the regular vacancy in the Head Office
- 08.09.2005: Deemed to have completed probation.
- 30.05.2006: Appointed by transfer as Gr-II Executive Officer
- 13.10.2011: Promoted as Gr-I Executive Officer
- 06.01.2022: Promoted as Assistant Commissioner
- 11.02.2024: Further promoted as temporary Deputy Commissioner.

4. I respectfully submit that, the Presidential order was issued in the year 1975 for the organization of various local cadres. Pursuant to the Presidential order 1975; G.O. Ms. No. 728 and G. O.Ms. No. 784 dated 01.11.1975 and 24.11.1975 respectively; certain guidelines were formulated and committee was constituted for the consultation and for organization of local cadres. After extensive review, the Government issued G.O.ms. No. 87 dated 03.08.1976 officially notifying the local cadres. As per the notification, the total posts in the cadre of Superintendents across all 4 Zones were 28, Upper Division Clerks were 48 and Upper Division Inspectors were 77. Subsequently Government categorized the posts of Executive Officer Gr-I & II as zonal posts and Gr-III Executive Officers as District posts vide G.O.Ms. No. 307 dated 26.03.1996. The posts are governed by the rules framed in G.O.Ms. No. 262, dated 20.05.2002, namely the Andhra Pradesh Charitable & Hindu Religious Institutions and Endowments Subordinate Service (Non-Gazetted) Rules 2002.

5. I respectfully submit that, 3rd Respondent herein, who was working as Senior Assistant in the Head Office, made a representation to 2nd Respondent on 25.04.2006, requesting to consider him for Gr-II Officer in Zone III. As per rules the post of Gr-II Executive Officers can be filled up under (1) Promotion from the category of Executive Officer Gr-III, (2) By appointment by transfer from the category of Senior Assistants of Andhra Pradesh Ministerial Services in the Endowment Department and Senior Assistants of Section 6(a)(b)(c)(d) institutions other than Regional Joint Commissioner & Deputy Commissioner cadre temples. The rules also contemplates that such promotions/appointments to be made following a cycle of 10 vacancies in the order of rotation.

Accordingly vacancies 1,2,4,6,7,9,& 10 were reserved for Executive Officers Gr-III; 5th Vacancy was reserved for Senior Assistants working in Head Office and 3 & 8th Vacancies were reserved for Senior Assistants/ Upper Division Clerks working in Section 6(a)(b)(c)(d) temples other than Regional Joint Commissioner/ Deputy Commissioner cadre temples. It is apt to state that the Government amended the rules by issuing G. O. Ms. No. 1524, Rev(Endowments) dated 12.12.2007 deleting the channel of senior Assistants working in the Head Office to get appointed as Gr-II Executive Officer. In consideration of the request of Respondent No. 3 herein, the 2nd Respondent appointed him by transfer in the 2nd

vacancy in Zone-III vide orders dated 30.05.2006. He was posted as Gr-II Executive Officer in Sri Krishna Dharmaraja Swamy Temple, Moolapet, Nellore and he accordingly joined.

6. I submit that, after 2 years of his placement as Executive Officer Gr-II, he filed OA. No. 5869/2008 before the erstwhile APAT for a direction to consider him as Gr-II Executive Officer against cycle point No. 5. It was dismissed on 02.12.2010 for default and after restoration it was disposed of on 24.08.2012, with a direction to consider him in cycle point No.5 in Zone-III, at the time when vacancy arises in cycle point No.5, with notional seniority.

In pursuance of the judgement of erstwhile APAT dated 24.08.2012; the 2nd Respondent passed speaking orders dated 17.01.2013, rejecting his claim to notional seniority in the cadre of Executive Officer Gr-II in cycle point No. 5 in Zone-III for the reasons stated thereunder. It was held that as per Rule 35(b) of Andhra Pradesh State & Subordinate Service Rules; the seniority of a member of service, class or category, who is transferred on his own request for one unit of appointment to another unit of appointment shall be fixed with reference to the date of his joining duty in the latter unit of appointment. In the instant case, Respondent No. 3 was appointed as Executive Officer Gr-II on his request and such appointment can't be treated retrospectively by causing

discrimination to the effected candidates and the same is violative of Article 14 & 16 of the Constitution of India. Indeed, Respondent No. 3 was promoted as Gr-I Executive Officer on 13.10.2011. His seniority was also fixed vide Memo. No. D2/2171/ 2008, dated 04.04.2012 showing at Serial No. 17 which was prepared for the panel year 2011-2012.

7. I submit that, suppressing the orders of Commissioner dated 17.01.2013 and seniority list dated 04.04.2012, the Respondent No. 3 seems to have made another representation to Respondent No.2 to implement the orders in OA. No. 5869/2008 dated 24.08.2012, in the year 2018. The 2nd Respondent ignoring the earlier orders passed by the same authority issued proceedings dated 12.10.2018, assigning notional seniority to Respondent No.3 w.e.f. 04.05.2007 in the cadre of Gr-I Executive Officer. It is submitted that as on 04.05.2007, 3rd Respondent just completed 1 year and 8 months of service as Senior Assistant and the question of promotion or appointment by transfer does not arise. As per Rule 3 of Andhra Pradesh Ministerial Service Rules, no person shall be eligible for appointment by transfer or promotion unless he has put in not less than 3 years of service in the category from which such promotion or appointment by transfer is made. It is submitted that, Rule 7 of the Rules also envisages that no person is eligible for appointment by transfer or promotion unless 3

years of service is completed in the category from which promotion or appointment by transfer is made. In the instant case, Respondent No.3 did not complete minimum service. Further, the request of Respondent No.3 was rejected on 17.01.2013 itself and the question of reviewing it does not arise as the authority has no power of review. Thus the order dated 12.10.2018 has no legal validity and sanction.

8. I submit that, we made several representation to revoke orders dated 12.10.2018 as it was illegal; without jurisdiction and against service jurisprudence. The last such representation was made on 07.12.2023. As there was no action taken, we were constrained to file WP. No. 649/2024 before this Hon'ble Court and this Hon'ble Court was pleased to dispose of it on 09.01.2024, with a direction, directing Respondent No.2 to dispose of our representation dated 07.12.2023 on our submission of copy of the order along with photocopy of representation dated 07.12.2023 within one week from 09.01.2024. We accordingly filed copy of the order and copy of the representation dated 09.01.2024 on 10.01.2024. The 2nd Respondent unmindfully, passed orders dated 05.02.2024 rejecting our representation dated 07.12.2023. The said order is impugned in this Writ Petition for the following among other.

GROUND

- a. The impugned proceedings of 2nd Respondent vide memo in Rc. No E1/8483306/2024, dated 05.02.2024 are ex-facie illegal and contrary to law.
- b The Petitioner's request to re-examine the notional seniority given to Respondent No.3 has been arbitrarily rejected by Respondent No. 2 on untenable grounds of law.
- c. The rejection of the request of the Petitioner to assign Respondent No. 3 actual date of seniority as Executive Officer Gr-I w.e.f. 13.10.2011 instead 04.05.2007 is against the well-established principles of law, natural justice and statutory provisions.
- d. All the relevant orders passed earlier and the procedural rules governing the case have not been referred in the impugned order and this lack of reference demonstrates a total non-application of mind by Respondent No. 2, rendering the impugned proceedings unsustainable under law.
- e. The grounds urged by the Petitioners, especially the order passed by Respondent No.2 in rejecting the claim of Respondent No. 3 vide orders dated 17.01.2013 has become final being unchallenged has not been considered at all.

- f. It is settled law that any review or deviation from the orders which became final is impermissible under service law.
- g. The notional seniority given to Respondent No. 3 as Executive Officer Gr-I w.e.f. 13.10.2011 instead 04.05.2007 has become final and it remains valid and can't be revoked or amended without notice to the affected parties.
- h. The order of consideration dated 30.05.2006, whereby appointment by transfer as Executive Officer Gr-II from the cadre of Senior Assistant working at Head Office is patently contrary to Presidential order 1975.
- i. The Petitioners' objections have not been given due consideration in the impugned proceedings and this omission is arbitrary and violative of fundamental service principles.
- j. The Respondent No. 2 failed to consider that special Rule 7 & Rule 8A of Andhra Pradesh Ministerial Service Rules contemplates minimum service for appointment by transfer from the cadres of institutions unless one should put in 3 years of service from which promotion or appointment by transfer is made. In the instant case, Respondent No. 3 had only 1 year 8 months service in the cadre strength of Senior Assistant but was appointed on 30.05.2006. Even this

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promotion or placement is impermissible but now giving notional seniority w.e.f. 04.05.2007 in the cadre of Gr-I Executive Officer, as against 13.10.2011 is illegal and baseless.

k. For the preparation of integrated seniority list of Executive Officer Gr-I in Multizone II on 26.10.2018, the Petitioners filed objections but they were ignored for no valid reason by citing the orders of APAT in OA. No. 5869/2008, dated 24.08.2012; despite that the Respondent No. 2 earlier considered and rejected the claim of Respondent No. 3 vide orders dated 17.01.2013.

l. The decision of APAT in OA. NO. 7035/2008 dated 25.02.2010 regarding the categorization of Executive Officers as zonal posts till 02.03.2009 and it has only prospective effect is of no avail to Respondent No. 3. Furthermore, it would apply for the benefit of Petitioners and against Respondent No.3.

m. The reasoning of Respondent No. 2 that the posts Executive Officers were categorized into different local cadres in zones in the State of Andhra Pradesh only on 02.03.2009, based on Presidential order is incorrect. They were temple employees as per Act 1966 and became

Government employees as per 1987 Act and rules framed in 2002 treated Executive Officers as Zonal posts. The formal notification on 02.03.2009 is of no consequence. This reasoning is misconceived.

n. In any event and at any rate, the impugned order is liable to be set-aside.

9. We have no other alternative efficacious remedy than to approach this Hon'ble Court by invoking its extraordinary jurisdiction under Article 226 of the Constitution of India.

10. We have not filed any other petition or application before any forum or authority, seeking the same relief or reliefs sought for in this writ petition.

11. For the reasons stated in the above paragraphs, It is therefore prayed that this Hon'ble Court may be pleased to suspend the operation of impugned proceedings of 2nd Respondent vide memo in Rc. No E1/8483306/2024, dated 05.02.2024, pending disposal of the above writ petition, and pass such other orders or orders, as it deemfit and proper, in the interest of justice.

12. For the reasons stated above, it is therefore prayed that this Hon'ble court may be pleased to issue a writ or direction, more particularly, a writ of Mandamus, to

- i. Declare the impugned proceedings vide Memo in Rc. No E1 /8483306/2024, dated 05.02.2024 as illegal and contrary to law;
- ii. Declare the impugned proceedings vide Memo in Rc. No E1 /8483306/2024, dated 05.02.2024 of 2nd Respondent is without jurisdiction;
- iii. To declare that the seniority assigned to Respondent No. 3 in the cadre of Executive Officer-Gr-II w.e.f. 30.05.2006 and Gr-I w.e.f. 13.10.2011 needs no review;
- iv. And pass such other orders or orders, as it deem fit and proper, in the circumstances of the case.

Sworn and signed before me,
On this day of January, 2025.

Deponent

Advocate, Vijayawada.

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VERIFICATION

I M. Thimma Naidu, S/o. M.Sriramulu, aged 45 years, working as Assistant Commissioner & Executive Officer, Sri Prasanna Anjaneya Swamy Temple, Singarakonda, Bapatla District, A.P.,do hereby declare that the facts stated above are true to my knowledge, information and belief.

Hence, verified on this day of January, 2025.

Counsel for the petitioners.

Deponent

**Office of the Commissioner,
Endowments Department, A.P., Amaravati
at Gollapudi, Vijayawada (R).**

Memo in Rc.No.E1/8483306/2024, Dt: 05-02-2024.

Sub : Endowments Department – Establishment – Gazetted – Representations Dt:07-12-2023 of Sri B. Chandra Mouli, Assistant Commissioner & (2) others – Request to re-examine the notional seniority of Sri P. Srinivasulu Reddy, Assistant Commissioner in the cadre of Executive Officer, Gr-I (OR) to repatriate to Head Office – Examined and Disposed off – Reg.

Ref : 1. Letter Dt:07-12-2023 of Sri B. Chandra Mouli, Assistant Commissioner & (2) others received on 03-01-2024.
2. Orders Dt:09-01-2024 of Hon'ble High Court in W.P.No. 649 of 2024 filed by Sri B. Chandra Mouli, Assistant Commissioner & (2) others.

@@@

In the reference 1st cited, Sri B.Chandra Mouli and Sri M.Thimma Naidu, working as Assistant Commissioners in Multi Zone-II and Smt V. Anupama, working as Executive Officer Gr-I in Zone-III have submitted a representation stating that they were initially appointed as Executive Officers Gr-I in the year 2007 through APPSC Group-II and subsequently first two were promoted to the post of Assistant Commissioners on 01-02-2019 and 13-06-2019 respectively. In their representations, they have raised the following two grievances.

(i) The request of Sri P. Srinivasulu Reddy, Assistant Commissioner then working as Executive Officer, Gr-I for notional seniority in the cadre of Executive Officer, Gr-II against the Cycle Point No.5 in Zone-III was examined and rejected once vide Proceeding Dt:17-01-2013 of the Commissioner, Endowments Department, A.P., in view of the orders Dt:24-08-2012 in O.A.No.5869/2008. The said rejection order was not challenged. Subsequently, Sri P. Srinivasulu Reddy, was assigned notional date in the cadre of Executive Officer, Gr-I w.e.f.04-05-2007 and shown at Sl.No.5 in the integrated seniority list of Executive Officer, Gr-I without giving notices to the affected parties.

(ii) Sri P. Srinivasulu Reddy, was appointed by transfer as Executive Officer, Gr-II from the establishment of office of the Commissioner of Endowments Department, Andhra Pradesh, Hyderabad in proceedings D.Dis.No.E4/5896/2006, Dt:30-05-2006 which is found to be contrary to presidential order. In view of the same he cannot be allowed to continue and his transfer of service as Executive Officer, Gr-II and promotion to the post of Executive Officer, Gr-I and Assistant Commissioner, are illegal and he is liable to be repatriated to the establishment of Head Office as the same is contrary to Presidential Order.

They finally requested this office to repatriate Sri P. Srinivasula Reddy to the establishment of Commissioner, Endowments Department, A.P. (OR) alternatively to assign his actual date of seniority as Executive Officer, Gr-I with effect from 13-10-2011 instead of 04-05-2007.

While their application is under examination, they have approached the Hon'ble High Court by filing W.P.No.649 of 2024 seeking a direction to the respondent No.2 i.e., Commissioner to consider their representations submitted on 07-12-2023.

The Hon'ble High Court, in the above said W.P. has passed orders Dt:09-01-2024 as under:

"Having regard to the facts and circumstances, this Court deems it appropriate to dispose of this Writ Petition with a direction to the Respondent No.2 to consider the Representation submitted by the Writ Petitioners dated 07.12.2023 (Ex.P.1) and pass a speaking Order in accordance with law within four weeks from today and convey a copy of such Order to the Writ Petitioners forthwith.

The Writ Petitioners are directed to submit a copy of this Order along with the photocopy of the Representation dated 07.12.2023 (Ex.P.1) to the Respondent No.2 within one week from today.

It is clarified that the Respondents shall pass the speaking Order well before taking up the exercise of promotions.

With these directions, the Writ Petition is disposed of. No Order as to costs."

In view of the Directions of the Hon'ble High Court, the representation Dt:07-12-2024 of the Petitioners in the above said W.P. was examined in detail.

Sri P. Srinivasulu Reddy was joined in the Office of the Commissioner of Endowments Department, Andhra Pradesh, Hyderabad as Junior Assistant on 04-07-1997 and later on he was promoted as Senior Assistant w.e.f.04-02-2004. On submission of option, he was appointed as Executive Officer, Gr-II on transfer of service and posted as Executive Officer, Gr-II Sri Krishan Dhramaraja Swamy Temple, Moolapeta, Nellore Town.

Subsequently, he filed O.A. No.5869/2008 with V.M.A. No.235/2009 on the file of Hon'ble A.P.A.T. under the contention that the Commissioner of Endowments Department affected promotions to Executive Officer, Gr-II without following rules laid down in G.O.Ms. No.262 Revenue (Endowments-I) Dept, Dt.20-05-2002, following which injustice was done to him as his case comes under point no.5 and if he would have given opportunity at that time his seniority would be fixed at an appropriate place on par with the promotions given in the year 2005 it self.

The Hon'ble A.P.A.T. in O.A.No.5869/2008 having perused the circumstances put forth to them made the following observations.

"Once the rules prescribe a cycle, it is the duty of the respondents to consider the case of Senior Assistants in every 5th vacancy and having fixed a cycle, it is incumbent on the respondent to follow the said cycle and there is no necessity for the applicant to give his option to consider his case for appointment in accordance with the said cycle. Therefore the respondent should have considered the case of the applicant in cycle point No.5, as soon as the rules in G.O.Ms. No.262, dated 20th May, 2002 came in to force".

Accordingly, the Hon'ble A.P.A.T. in its orders Dt.24-08-2012 disposed the V.M.A. with the following direction:

"In these circumstances, the applicant herein is also entitled to be considered for the post of Executive Officer Grade-II in Cycle Point No.5 in Zone-III at the time when the vacancy arose at Cycle Point No.5 and he is entitled for notional seniority from that date as per his eligibility. The respondent is therefore directed to issue appropriate orders granting notional seniority to the applicant as per the above directions as per his eligibility and seniority in cycle point No.5 in Zone-III"

In view of the above orders of the Hon'ble A.P.A.T. the seniority of Sri P. Srinivasulu Reddy was fixed against 5th point in the cycle prescribed in the G.O.Ms.No.262, Revenue (Endowments-I) Department, Dt:20-05-2002 notionally, w.e.f.05-02-2005 as Executive Officer, Gr-II on par with other persons covered vide this office Rc.No. E3/33670/2004, Dt:20-04-2005.

Consequent on assigning notional appointment by transfer of service to the cadre of Executive Officer, Gr-II, the applicant would become senior to Sri V.V. Sastry in the cadre of Executive Officer, Gr-II who already got promotion as Executive Officer, Gr-I on 04-05-2007. Accordingly, Sri P. Srinivasulu Reddy Executive Officer, Gr-II was promoted notionally as Executive Officer, Gr-I w.e.f.04-05-2007 on par with Sri V.V.Sastry, Executive Officer, Gr-I, subject to outcome of O.As/W.P.s pending if any.

Further, the operative portion of Hon'ble High Court orders Dt:27-06-2012 in W.P.No.19097/2012 filed by the Commissioner of Endowments is as under:

"The Ministerial Rules govern Superintendents, Senior Assistants, Junior Assistants, Assistant-cum-Typists, Telephone operators, Stenographers and so on and so forth in the offices of Heads of Departments, Directorates and other subordinate offices. If any of the persons holding a ministerial service claims benefit under the Special Rules, it is not necessary to comply with the requisite conditions in the Ministerial Service Rules. If such candidate satisfies any of the conditions in the Special Rules that would be sufficient compliance. In this case, there is no dispute that as per Rule 3(a) of the Special Rules being a Senior Assistant (belonging to ministerial service) working in Endowments Department, the respondent is eligible for the post of EO Gr.II. It appears that though he was given promotion he was not considered against the 5th vacancy of the cycle presumably under wrong impression that he did not complete 3 years of service as required under Rule 8 of the Ministerial Service Rules. This would amount to denying the equality of opportunity which has been rectified by the Tribunal. The impugned order does not warrant any interference.

The writ petition, as also the miscellaneous petition, shall stand dismissed without any order as to costs. "

Subsequently a Provisional Integrated Seniority List of Executive Officers, Gr-I in Multi Zone-II was communicated vide this office Memo in Rc.No.E2/1188257/2018-1 & 2, Dt:26-10-2018 calling for objections on the said list. Wherein the name of Sri P. Srinivasulu Reddy was shown at appropriate place taking in the account of the notional promotion given to him in the cadre of Executive Officer, Gr-I. Sri B. Chandra Mouli, Sri M. Thimma Naidu and (5) other Executive Officers Gr-I have raised their objections against Sri P. Srinivasulu Reddy, Executive Officer, Gr-I.

The said objections were examined. The one and only contention of the afore said Executive Officers in opposing the name of Sri P. Srinivasulu Reddy, for fixing up his seniority at Sl.No.5 is that the incumbent has not made any objection prior to finalization of seniority and disturbing the settled seniority is not permissible under the Law. The Final Integrated Seniority List of Executive Officers, Gr-I in Multi Zone-II was finalized and communicated vide Commissioner's Memo in Rc.No.E2/1882609/2018, Dt:10-01-2019. The Executive Officers who filed objections were informed therein that the fact is that the said revision was made not suo-motu but based on the representation filed by the individual on the strength of the directions of the Hon'ble A.P.A.T. in O.A.No. 5869/2008 with VMA No.235/2009 Dt:24-08-2012 and accordingly his case has been re-examined and he was placed at an appropriate place.

With regard to 2nd grievance of the applicants, it is informed that, the Government of India by the Gazette of India No.124, Dt:02-03-2009, organized the Executive Officer, Gr-I & Gr-II into different local cadres in each Zone in the State of Andhra Pradesh. Further, the Hon'ble Tribunal in its orders Dt:25-02-2010 in O.A.No.7035/2008 pronounced that *"in the light of above circumstances, the posts of Executive Officers cannot be treated as Zonal posts till 02-03-2009, the date on which Zonal cadres are created through the Presidential Notification and it has only prospective effect."* Thus, the appointment by transfer made in respect of Sri P. Srinivasulu Reddy, Senior Assistant in Head Office as Executive Officer, Gr-II prior to issuance of presidential order cannot be considered as invalid.

Therefore, the applicants request for re-examining the notional promotion given to Sri P. Srinivasulu Reddy, the then Executive Officer, Gr-I (OR) to repatriate to the establishment of office of the Commissioner, Endowments Department, A.P., does not arise. Accordingly, the representations Dt:07-12-2013 is hereby disposed off.

Sd/- S. Satyanarayana, I.A.S.,
Commissioner

//f.b.o//


Joint Commissioner (E)

To

1. Sri B.Chandra Mouli, Assistant Commissioner & Executive Officer, Sri Boyakonda Gangamma, Diguvaipalli, Chittoor District.
2. Sri M. Thimmanaidu, Assistant Commissioner working on working arrangement as Assistant Commissioner & Executive Officer, Sri Padmavathi Sametha Venkateswara Swamivari Devasthanam, Vykuntapuram, Tenali, Guntur District.
3. Smt V. Anupama, Executive Officer, Gr-I, Kolluru Group Temples, Kollur, Guntur District.
4. Extra.

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Office of the Commissioner,
Endowments Department, A.P. Hyderabad

D.Ds.No.E4/5896/2006, Dt.30-05-2006

Sub: Endowments Department - Establishment - Sri P.Srinivasulu Reddy, Senior Assistant, Head office - Appointment as Executive officer Grade-II by transfer - Orders - Issued.

Ref: 1. G.O.Ms.No.262, Revenue (Endts)Dept., Dt.20-05-2002.
2. This office Rc.No.E4/5896/2006, Dt.04-04-2006.
3. Representation dated 25-04-2006 of Sri P.Srinivasulu Reddy, Senior Assistant in Head office.

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In view of the request made by Sri P.Srinivasulu Reddy, Senior Assistant in the reference 3rd cited and in terms of provisions laid down in G.O.Ms.No.262, Rev (Endts-I)Dept., dt.20-05-2002 Commissioner hereby appoints Sri P.Srinivasulu Reddy, as Executive officer Grade-II by transfer of service in the 2nd vacancy in zone-III as per cycle prescribed under note 3 of Rule 3 of the Rules framed U/a 29 of the Act 30/87 issued in G.O.Ms.No.262, Rev (Endts-I) Dept., Dt.20-05-2002 subject to the following conditions.

1. That his lien shall cease the post from which he has been appointed from the date of joining of the post to transfer.
2. That his seniority in the category of Executive officer Grade-II shall be governed by the provisions of General Rule 33 of A.P state and subordinate service rules.

Sri P.Srinivasulu Reddy, who is appointed as Executive officer Grade-II in the existing vacancy in Nellore District is directed to report before the Deputy Commissioner, Endowments Department, Guntur.

On relief at Hyderabad Sri P.Srinivasulu Reddy is hereby posted as Executive officer Grade-II, Sri Krishna Dharmaraja Swamy Temple, Moolapet, Nellore.

Sri P.Srinivasulu Reddy is directed to take over complete charge of the post of Executive officer Grade-II, Sri Krishna Dharmaraja Swamy Temple, Moolapet, Nellore from Sri P.Nageswara Rao, Manager, Sri Moolasthaneswara Swamy Temple, Moolapet, Nellore Town and relieve him from additional charge of the said post.

P.Nageswara Rao, Manager, Sri Moolasthaneswara Swamy Temple, Moolapet, Nellore Town is directed to handover the complete charge of the post of Executive officer, Sri Krishna Dharmaraja Swamy Temple, Moolapet, Nellore to Sri P.Srinivasulu Reddy, Executive officer Grade-II and get himself relieved from the additional charge of the said post and report compliance.

The Deputy Commissioner, Endowments Department, Guntur is requested to see that the above orders are implemented and report compliance.

The individual shall not claim any T.A & D.A.

Sd/- A.B.Krishna Reddy,
Commissioner

// f.b.o //

(K.Jyothi)

Deputy Commissioner (S)

31-5-06

To

1. Sri P.Srinivasulu Reddy, Senior Assistant in Head office.
2. Sri P.Nageswara Rao, Manager, Sri Moolasthaneswara Swamy Temple, Moolapet, Nellore Town.
3. The Deputy Commissioner, Endowments Department, Guntur.
4. The Assistant Commissioner, Endowments Department, Nellore.
5. Copy to Regional Joint Commissioner, Endowments Department, Multi Zone-II. (Guntur Zone)
6. Copy to B-section in Head office.

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PROCEEDINGS OF THE COMMISSIONER OF ENDOWMENTS DEPARTMENT,
A.P., HYDERABAD.

PRESENT: G. BALARAMAIAH, I.A.S.,
COMMISSIONER.

As No. D2/ 37414 /2012.

Dated: 17-01-2013.

Endowments Department - E.Os - Establishment -
O.A.No.5869/2008 filed by Sri P.Srinivasula Reddy, Executive
Officer Gr-I, Nellore - Request for notional seniority in the cadre
of Executive Officer Gr-II in Cycle Point No.5 in Zone-III -
Examined in pursuance of the Hon'ble A.P. Administrative
Tribunal directions - Orders issued.

- Ref:- 1). The Hon'ble A.P. Administrative Tribunal order dt. 24.8.2012
in O.A.No.5869/2008.
2). G.O.Ms.No.368, Revenue (Endts) Dept., dated 11.6.1978.
3). G.O.Ms.No.262 Revenue (Endts-I), Dept., dt.20.5.2002.

@ @ @

ORDER:

The Government in exercise of the powers conferred by Section 102
read with Sub-Section 5 of Section 27 of the A.P. Charitable and Hindu
Religious Institutions & Endowments Act, 17/1966 issued A.P. Endowments E.Os
Subordinate Service Rules vide G.O.Ms.No.368, Revenue (Endts) Dept., dt.
11.6.1978.

In the meanwhile, the Act 17/66 has been replaced by A.P. Charitable
and Hindu Religious Institutions and Endowments Act, 30/1987 came into
force w.e.f. 28.5.1987. Section 29 of the Act 30/87 provides for appointment
and duties of Executive Officer. The Executive Officer appointed under this
section shall be employee of the Govt., and the conditions of his service shall
be such as may be determined by the Government. The salary, allowances,
pension and other remuneration of the Executive Officer shall be paid out of
the consolidated fund of the State and later recovered from the E.A.F. and
the Govt. is competent to prescribe the number of Executive Officers in
each grade from time to time and the Commissioner is the appointing
authority for the Executive Officer Gr-I, II and III under sub-section 2 of section
29 in which it is provided that forty per centum of vacancies in third grade
Executive Officers posts and twenty per centum of the vacancies in other two
grades of Executive Officers shall be filled by the employees belonging to the
institutions or endowments of prescribed grade.

The Government vide G.O.Ms.No.307, Revenue (Endts) Dept., dt.
26.03.1998 sanctioned the cadre strength of Executive Officer Gr-I, II Zone-
wise and Grade-III District wise. In the said G.O. fifty two (52) posts of
Executive Officer Gr-II were sanctioned to Zone-III which comprises of Guntur,
Prakasam and Nellore Districts.

The Government replaced the old rules issued in G.O.Ms.No.368,
Revenue (Endts) Dept., dt. 16.2.1978 by G.O.Ms.No.262, Revenue (Endts-I),
Department, dt.20.05.2002 with regard to appointment, promotion and other
service conditions of Executive Officers. Rule-2 deals with constitution of
Services. Rule-3, class-I (2) deals with appointment / promotion to the post of
Executive Officer Gr-II. The rules provide (3) different methods for
appointment to the post of Executive Officer Gr-II with which we are
presently concerned i.e., 1). By promotion from Executive Officer Gr-III, 2). By
appointment from Senior Assistant working in Head Office/Subordinate
Offices and 3). Senior Assistant working in Endowments Institution. Note 2 of
Rule-3 prescribes a Cycle, where under, the 5th vacancy of 10 vacancies
cycle is required to be filled up by an employee working as Senior Assistant in
Head Office/Subordinate Offices.

In pursuance of the Rules issued under G.O.Ms.No.262, dt.20.05.2002, options were called for from all the Junior Assistants, Senior Assistants and Superintendents working in Head Office to give their willingness for transfer of service as Executive Officer in the respective grades vide Commissioners proceedings No.E4/5896/2006, dt.4.4.2006. The applicant namely Sri P. Srinivasula Reddy, Senior Assistant in Head Office gave option on 25.4.2006 to go as Executive Officer Gr-II in Guntur Division and orders were issued in Commissioners proceedings No.E4/5896/2006, dt. 30.5.2006 appointing Sri P. Srinivasula Reddy as Executive Officer Gr-II by transfer of service against 5th point of Cycle-I Intems of G.O.Ms.No.262, dt.20.05.2002. Accordingly, the incumbent has joined as Executive Officer Gr-II without any protest. After completing two (2) years of service in the newly appointed post of Executive Officer Gr-II, the incumbent in the year, 2008, filed O.A.No.5869/2008 before the Hon'ble A.P. Administrative Tribunal with a prayer to consider his case for appointment to the post of Executive Officer Gr-II against cycle point No.5 by following Rule-3 of G.O.Ms.No.262, Revenue (Ends-II), Department, dt.20.05.2002. The said O.A. was dismissed on 2.12.2010 for default. Later, the Tribunal restored the O.A.No.5869/2008 by allowing restoration petition in M.A.No.2586/2012 and passed final order on 24.8.2012 allowing the O.A.No.5869/2008 as follows:

"In the present case as per the rules issued in G.O.Ms.No.262, having fixed a cycle... it is incumbent on the respondent to follow the said cycle and there is no necessity for the applicant to give his option to consider his case for appointment in accordance with the said cycle. Therefore, the respondent should have considered the case of the applicant in cycle Point No.5, as soon as the rules in G.O.Ms.No.262, dt.20.5.2002 came into force.

In similar circumstances in O.A.No.8565/2008 in respect of Senior Assistants in Zone-II, this Tribunal allowed the said O.A. on 4/11/2011, against which the respondents preferred W.P.No.19097/2012 and vide orders dt. 27.6.2012, the Hon'ble High Court confirmed the orders passed by this tribunal in O.A.8565/2008.

In these circumstances, the applicant herein is also entitled to be considered for the post of Executive Officer Gr-II in Cycle Point No.5 in Zone-II at the time when the vacancy arose at Cycle Point No.5 and he is entitled for notional seniority from that date, as per eligibility. The respondent is, therefore directed to issue appropriate orders granting notional seniority to the applicant as per above directions, as per his eligibility and seniority in cycle point No.5 in Zone-III.

In view of the orders of Hon'ble A.P. Administrative Tribunal, the matter has been examined in detail and following orders are passed.

Sri P. Srinivasula Reddy was appointed as Junior Assistant in Office of the Commissioner, Endowments Department on 4.8.1997. He was promoted as Senior Assistant on 4.2.2004 under rule 10 (a) of A.P. State and Subordinate Service Rules temporarily on Ad-hoc basis and was posted in the establishment of Sri Ujjaini Mahankali Devasthanam, Secunderabad on Foreign Service terms under F.R. 110 (a) due to non-availability of Senior Assistant vacancy in Head Office. Later, a regular vacancy of Senior Assistant arose in Commissioner's Office due to promotion of Sri Sudhir Roy Khelkar as Superintendent and so he was withdrawn from Foreign Service from the establishment of Sri Ujjaini Mahankali Devasthanam, Secunderabad and was posted as Senior Assistant in Head Office on 8.9.2004 in the regular vacancy. As such, his seniority in the cadre of Senior Assistant was taken into consideration w.e.f. 8.9.2004 only. He is deemed to have completed his probation in the cadre of Senior Assistant by 8.9.2005.

In this connection, it is pertinent to mention here that the Hon'ble Tribunal passed orders in O.A.Nos.5748/2009, 5791/2009 and 8565/2008 that Rule-8 of A.P. Ministerial Service Rules cannot be made applicable for appointment by transfer to the post of Executive Officer. The orders in O.A.Nos.5791/2009 and 8565/2008 were challenged before the Hon'ble High Court in W.P.Nos.4336/2012 & 19097/2012 respectively. The W.P.No.4336/2012 is pending and W.P.No.19097/2012 was dismissed confirming judgment of the Hon'ble Tribunal in O.A.No.8565/2008 holding that Rule-8 of A.P. Ministerial Service Rules has no applicability for appointment by transfer to the post of Executive Officer. Aggrieved by the order in W.P.No.19097/2012, the Department took a decision to prefer S.L.P. before the Hon'ble Supreme Court and addressed the A.O.R. to do so and his reply is awaited.

According to judgment of the Hon'ble Tribunal in O.A.No.5748/2009 regularly promoted candidates should only be considered for appointment by transfer as Executive Officer in the respective grades. In this instance case the incumbent was appointed in the regular vacancy on 8.9.2004 in Head Office. He is deemed to have completed his probation in the cadre of Senior Assistant by 8.9.2005. Hence, he got eligibility for appointment by transfer as Executive Officer Gr-II, w.e.f. 9.9.2005 i.e., date of completion of probationary period in the promoted category.

The Hon'ble Tribunal in the present O.A.No.5869/2008 held that as per rules issued in G.O.Ms.No.262, dt.20.05.2002, having fixed a cycle, it is incumbent to follow the said cycle and there is no necessity to give option to consider for appointment. Though, Sri P. Srinivasula Reddy, need not have to give option for appointment as Executive Officer Gr-II, he has to wait for his turn in the seniority list of Senior Assistants working in Head Office. As there are more than (25) Senior Assistants who are seniors to the individual in the cadre of Senior Assistant as on the date of declaration of his probation viz., 8.9.2005, the seniors have to be considered first for appointment by transfer as Executive Officer Gr-II against 5th point of 10 vacancies cycle. As per general rule, juniors shall not be considered for appointment/promotion ignoring the seniority. Hence, he is not considered when he completed probation. When he gave an application it was ascertained that the seniors are not interested to be appointed as Executive Officer Grade-II. So he was appointed on 30.5.2006 as Executive Officer Gr-II against 5th cycle point.

In the similar case, the Hon'ble High Court of Calcutta by its judgment dt. 14.3.2011 in W.P.S.T.No.39/2011 referred that the Apex Court held that no promotion from a date retrospectively could be made when the candidate did not born in the cadre. Reliance is placed on the case of SK. Abdul Rashid & others Vs State of J & K & others reported in (2008) 1 SCC 722 (2007) 18 SLR 661 (SC) where Apex Court relied earlier views passed in the case of State of Bihar Vs Akhouri Sachindra Nath reported in 1991 Supplementary Vol. 1 SCC 334; [1992 (3) SLR 94 (SC)] and Koushal Kishore Singh Vs Dinesh Kumar Sarma reported in (2002) 9 SCC 634.

Further, the Hon'ble High Court of Calcutta by its another judgment dt. 7.3.2011 in W.P.S.T.No.131/2009 referred the case of Kaushal Kishore Singh Vs Dy. Director of Education reported in (2002) 9 SCC 634, wherein the Apex Court held that seniority is determined in a particular grade or cadre from the date of appointment and it is not dependent upon the seniority position in the feeder cadre. In another case Ramesh Kumar Vs High Court of Delhi and others reported in (2010) 3 SCC 104; [2010 (2) SLR 144 (SC)], a three Judges Bench of the Apex Court in para 10 of the report refused to grant any relief to give appointment with retrospective effect though there was a mistake by the authorities concerned to give appointment in right time in a post of higher judicial service.

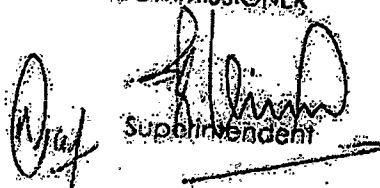
The applicant is informed that under rule 35 (b) of A.P. State and Subordinate Service Rules, the seniority of a member of a service, class or category, who is transferred on his own request from one unit of appointment to another unit of appointment shall be fixed with reference to the date of his joining duty in the latter unit of appointment.

In the present issue, the applicant was appointed as Executive Officer Gr-I on submission of his application. As such, his appointment cannot be treated retrospectively by causing discrimination to the effected candidates which is against to Article 14 and 16 of the Constitution of India.

In the circumstances narrated supra and in compliance to the Hon'ble A.P. Administrative Tribunal order dated 24.8.2012 in O.A.No. 5869/2008, the claim of the applicant to give notional seniority in the cadre of Executive Officer Gr-II in cycle point No.5 in Zone-II at the time when the vacancy arose at cycle point No.5 is examined carefully and after due consideration his request is hereby rejected.

Sd/- G. BALARAMAIAH,
COMMISSIONER

Hf.b.o.11


Superintendent

To

1. Sri P. Srinivasula Reddy, Executive Officer Gr-I, Sri Chengalamma Parmeswari Ammavari Temple, Sullurupet (V), Nellore District. (Through: SI.No.2).
2. The Assistant Commissioner, Endowments Department, Nellore.
3. Copy to the Deputy Commissioner, Endowments Department, Guntur.
4. Extra.

154P 4 29

Office of the Commissioner
Endowments Department A.P., Amaravathi,
at Gollapudi, Vijayawada (R).

Memo in Rc.No.E2/15022/71/2018, Dt:12-10-2018.

Sub: Endowments Department E.Os - Establishment - Sri P.Srinivasulu Reddy, Executive Officer, Grade-I, Sri Talpagiri Ranganadha Swamy Temple, Ranganayakulapet, Nellore City, S.P.S.R. Nellore District - Fixation of seniority at the appropriate place of Executive Officers Grade-II and notional promotion as Executive Officer, Grade-I with retrospective effect in terms of Orders Dt:24.08.2012 in O.A. No.5869/2008 with V.M.A. No.235/2009 - Considered subject to outcome of court cases pending if any. Orders - Issued.

- Ref: 1) G.O.Ms. No.262 Revenue (Endowments-I) Dept., Dt.20.05.2002.
2) This Office Rc.No.E3/33670/2004, Dt.20.04.2005.
3) This Office Rc.No.E4/5896/2006, Dt.30.05.2006.
4) Orders of Hon'ble A.P. A.T. Dt.24.08.2012 in O.A.No.5869/2008 with V.M.A. No.235/2009.
5) Representation of Sri P.Srinivasulu Reddy E.O.Grade-I, Sri Talpagiri Ranganaya Swamy Temple, Ranganayakulapet, Nellore City, S.P.S.R. Nellore District.

Sri P Srinivasulu Reddy was joined in the O/o C.O.E. as Junior Assistant on 4.07.1997 and later on he was promoted as Senior Assistant w.e.f. 4.02.2004 vide C.O.E. orders in the reference 2nd cited. Subsequently, on submission of option he was appointed as E.O.Grade-II on transfer of service and posted as E.O. to Sri Krishna Dharmaraja Swamy Temple, Kulapet, Nellore Town vide C.O.E. orders 3rd cited respectively.

Subsequently, he filed O.A. No.5869/2008 with V.M.A. No.235/2009 on the file of Hon'ble A.P.A.T. under the contention that the C.O.E. affected promotions to E.O. Grade-II without following rules laid down in G.O.Ms. No.262 Revenue (Endowments-I) Dept., Dt.20.05.2002, vide reference 1st cited following which injustice was done to him as his case comes under point no. 5 and if he would have given opportunity at that time his seniority would be fixed at an appropriate place on par with the promotions given in the year 2005 it self.

The Hon'ble A.P.A.T. having perused the circumstances put forth to them made the following observations.

"Once the rules prescribe a cycle, it is the duty of the respondents to consider the case of Senior Assistants in every 5th vacancy and having fixed a cycle, it is incumbent on the respondent to follow the said cycle and there is no necessity for the applicant to give his option to consider his case for appointment in accordance with the said cycle. Therefore the respondent should have considered the case of the applicant in cycle point No.5, as soon as the rules in G.O.Ms. No.262, dated 20th May, 2002 came in to force".

Accordingly, the Hon'ble A.P.A.T. in his orders Dt.24.08.2012 disposed the V.M.A. with the following direction.

"In these circumstances, the applicant herein is also entitled to be considered for the post of Executive Officer Grade-II in Cycle Point No.5 in Zone-III at the time when the vacancy arose at Cycle Point No.5 and he is entitled for notional seniority from that date as per his eligibility. The respondent is therefore directed to issue appropriate orders granting notional seniority to the applicant as per the above directions as per his eligibility and seniority in cycle point No.5 in Zone-III"

P.T.O.

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In view of the above orders of the Hon'ble A.P.A.T. the seniority of the incumbent hereby fixed against 5th point in the cycle prescribed in the G.O.As.No.262, Revenue (Endowments-I) Department, Dt:20-05-2002 notionally, with retrospective affect in considering his appointment by transfer of service as E.O. Grade-II on par with the other persons covered in this office proceedings issued in the reference 2nd cited i.e. w.e.f. 05.02.2003.

Consequent on assigning notional appointment by transfer of service to the cadre of Executive Officer, Gr-II, the applicant would become senior to Sri V.V. Sastry in the cadre of Executive Officer, Gr-II who already got promotion as Executive Officer, Gr-I on 4.5.2007. Accordingly, Sri P. Srinivasulu Reddy E.O. Grade-II is here by promoted notionally as Executive Officer, Gr-I w.e.f. 4.05.2007 on par with Sri V.V.Sastry, Executive Officer, Gr-I, subject to outcome of O.As/W.P.s pending if any.

//By Order of the Commissioner//

Sd/-M.L. Nagamani,
Deputy Commissioner (A)

/(l.b.o.//

Gula
Gazetted Superintendent

To

1. Sri P Srinivasulu Reddy E.O. Grade-I U/s. (through Sl.No.3)
2. The Deputy Commissioner, Endowments Department, Guntur
3. The Assistant Commissioner, Endowments Department, Nellore.
4. Copy to the Regional Joint Commissioner, Endowments Department, M.Z.II, Tirupathi District.
5. Extra.

Copy to Sri T. Vidya Reddy

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Adm.

Nellore::District

EP5 - 31

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

TUESDAY, THE NINTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION NO: 649 OF 2024



Between:

1. B. Chandra Mouli, S/o. Subba Sastry, Aged about 44 years, Occ Assistant Commissioner and Executive Officer, Sri Boyakonda Gangamma Devasthanam, Diguvaipalli Village, Chowdepalli Mandal, Chittoor District.
2. M. Trimma Naidu, S/o. Sriramulu, Aged about 43 years, Occ Assistant Commissioner and Executive Officer, Sri Lakshmi Padmavathi Sametha Sri Venkateswara Swamy Vari Devasthanam, Vikuntapuram, Tenali, Guntur District, A.P.
3. V. Anupama, W/o. M.V.S. Varma Aged about 42 years Occ Executive Officer, Kollur Group Temples, Bapatla District

...PETITIONER(S)

AND

1. The State of Andhra Pradesh, Rep. by its Principal Secretary, Revenue (Endowments) Department, Secretariat, at Velagapudi, Amaravathi, Guntur District.
2. The Commissioner, Endowments Department, Gollapudi, Vijayawada, NTR (Old Krishna) District.
3. P.Srinivasulu Reddy, S/o. P.C.Pulla Reddy, Occ District Endowments Officer, Ongole District

...RESPONDENTS

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 a Writ, Order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring inaction of 2nd respondent in considering the representation made by the petitioners 07.12.2023 requesting either to repatriate the 3rd respondent to the establishment of 2nd respondent or alternatively to reckon the seniority of 3rd respondent in the cadre of Executive Officer grade -I w.e.f 13.10.2011, in terms of rejection of his claim to provide notional seniority vide proceedings no.D2/37414/2012, dated 17.01.2013 instead of providing notional seniority w.e.f 04.05.2007, accordingly to place him in the cadre of Assistant Commissioner, being bad, illegal, arbitrary, contrary to rule 8 of A.P. State and Sub-ordinate Service Rules 1996 and offends Articles 14 and 16 of Constitution of India and to direct to consider the representation before undertaking excise for promotions to the post of Deputy Commissioners in endowments department of state of A.P.

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IA NO: 1 OF 2024

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 2nd respondent to consider our representation dated 07.12.2023, before undertaking the process for promotions to the post of Deputy Commissioners in Endowments Department, pending disposal of the Writ Petition.

Counsel for the Petitioner(s): SRI V. VENUGOPALA RAO, REP BY SRI. E SAMBASIVA PRATAP

Counsel for the Respondents 1 & 2: SRI T. BHEEMANNA, AGP FOR SERVICES II

Counsel for the Respondent No.3 : NONE APPEARED

The Court made the following: ORDER

HON'BLE SRI JUSTICE GANNAMANENI RAMAKRISHNA PRASAD

WRIT PETITION No.649 of 2024

ORAL ORDER:

Heard Sri V.Venugopala Rao, Ld. Senior Counsel assisted by Sri E.Sambasiva Pratap, Ld. Counsel for the Writ Petitioners and Sri T.Bheemanna, Ld. Assistant Government Pleader for Services-II appearing for the Respondent Nos.1 and 2.

2. The main prayer in this Writ Petition is to seek a direction to the Respondent No.2 to consider the Representation submitted by the Writ Petitioners dated 07.12.2023 (Ex.P.1).

3. Having regard to the facts and circumstances, this Court deems it appropriate to dispose of this Writ Petition with a direction to the Respondent No.2 to consider the Representation submitted by the Writ Petitioners dated 07.12.2023 (Ex.P.1) and pass a speaking Order in accordance with law within four weeks from today and convey a copy of such Order to the Writ Petitioners forthwith.

4. The Writ Petitioners are directed to submit a copy of this Order along with the photocopy of the Representation dated 07.12.2023 (Ex.P.1) to the Respondent No.2 within one week from today.

5. It is clarified that the Respondents shall pass the speaking Order well before taking up the exercise of promotions.

6. With these directions, the Writ Petition is disposed of.
No Order as to costs.

7. Interlocutory Applications, if any, stand closed in terms of this Order.

Sd/- M PADMALATHA
ASSISTANT REGISTER
[Signature]
SECTION OFFICER

//TRUE COPY//

To,

1. The Principal Secretary, Revenue (Endowments) Department, State of Andhra Pradesh, Secretariat, at Velagapudi, Amaravathi, Guntur District.
2. The Commissioner, Endowments Department, Gollapudi, Vijayawada, NTR (Old Krishna) District.
3. One CC to SRI. E SAMBASIVA PRATAP Advccate (OPUC)
4. Two CCs to GP for SERVICES II, High Court of Andhra Pradesh. [OUT]
5. Three CD Copies

Madhu

[Signature]

HIGH COURT

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DATED:09/01/2024

ORDER

WP.No.649 of 2024

7 copies
SGR
10/01



DISPOSING THE WP WITHOUT COSTS

EXP - 36

To

Date: 10.01.2024

The Commissioner,
Endowments Department,
Vijayawada, A.P.

Sir,

Sub: Endowments Department – Establishment - Representation of Sri
B. Chandra Mouli, AC, Sri M. Thimma Naidu, AC & V. Anupama, EO Gr-I
- Requesting to review to notional seniority of Sri P. Srinivasula Reddy in
the cadre of EO Grade-I w.e.f 05.07.2011 – either to repatriate to head office or
to assign his date of appointment as 13.11.2011 but not as 04.05.2007
filed WP No. 649/2024 - Order issued - Request to implement the order -Reg

Ref:- Our representation Dt.07.12.2023 addressed to your office.-

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We, Sri B.Chandra Mouli and Sri M. Thimma Naidu, working as Assistant Commissioners in Multi Zone –II and V. Anupama, working as Executive Officer Grade-I in Zone-III submit the Honourable High Court of Andhra Pradesh, Amaravathi in W.P. No. 649/2024 has issued orders to consider the representation dt.07.12.2023 and pass a speaking order in accordance with law within four weeks from today i.e., 09.01.2024 and convey a copy of such order to the writ petitioners forthwith. Further, it is clarified that the speaking orders shall be passed well before taking up the exercise of promotions. A copy of the order is here with submitted for your kind perusal.

Further, it is submitted that in OA No. 5869/2008 dated : 24/08/2012 ;the Honourable Administrative Tribunal opined that Sri Poreddy Srinivasula Reddy is entitled for such consideration if he is eligible for notional seniority as claimed. Accordingly, the then Commissioner of Endowments considered the claim of P. Srinivasulu reddy for notional seniority in Rc. No.D2/37616/2012;17/01/2013 and comprehensively rejected by stating that the individual opted for transfer of service from senior assistant in head office to Executive Officer grade-II on his own as such his seniority can only be reckoned from the date of entry in to the latter service as per rule 35

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of State and subordinate service rules of Andhra Pradesh 1996. As such, the grant of notional seniority as claimed by the individual will have adverse effect on the affected parties. Later, Sri Poreddy srinivasulu reddy, suppressed the fact of his rejected claim earlier, again approached the Commissioner with a representation to consider his notional seniority in view of the tribunal order in OA No. 5869/2008 dated : 24/08/2012. Somehow, the commissioner of endowments granted notional seniority to the individual in Rc No. E2/15022/71/2018; dated: 12/10/2018; by disregarding the earlier rejection of the same plea.

It is worthwhile to mention here that the seniority list of the commissioner of endowments finalized the seniority list of Executive Officer Grade-I in Zone-II vide Rc. No. E2/34814/2012-3 ; dated 13/06/2017. It is well settled law that the settled seniority list cannot be altered; that too by granting notional seniority to the individual without giving notices to the affected parties is bad in law.

It is submitted that when coming to the appointment of Sri Poreddy Srinivasulu Reddy as Executive Officer Grade-II by transfer of service from head office, it is pertinent to note that it is totally against the article 371-D of constitution of India and presidential order there on. It is also against the judgment issued by honorable High court in Jagannadha Rao vs State of Andhra Pradesh & ors ; dated : 07/11/2001 .

It is therefore requested the kind authority to consider the order in WP No. 649/2024 and repatriate Sri P. Srinivasula Reddy to the establishment of C.E.D or alternatively to assign his actual date of seniority as E.O. Grade-I with effect from 13.10.2011 instead of 4.5.2007.

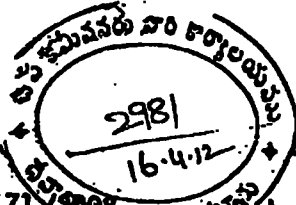

Yours Sincerely

Encl: 1) Order in WP. 649/2024

2) Copy of representation dt.07.12.2023

B3

13/4/12



EP 7

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OFFICE OF THE COMMISSIONER,
ENDOWMENTS DEPARTMENT, A.P., HYDERABAD.

Memo No.D2/ 2171/2008, Dated: 04-04-2012.

Sub:- Endowments Department - Executive Officers - Provisional Seniority list of Executive Officers of Zone-III - Communicated - Objections received - Examined - Final Seniority list issued - Reg.

- Ref:-
1. High Court order dt.25.8.03 in W.P.No.17205/2003 filed by Sri G.C. Yogeswar Reddy (Retd) Executive Officer.
 2. A.P.A.T. orders dt. 25.02.2010 in O.A.No.7035/2008 filed by Sri Ch.Jai Shankar.
 3. A.P.A.T. orders dt.17.08.11 in Q.A.No.72/2008 filed by Sri K.China Sambasiva Rao, Retd, Executive Officer.
 4. This office Memo No.D2/2171/2008, Dated: 17.11.2011.
 5. Lr. No. B3/9128/2010, dt.04.01.2012 from the Deputy Commissioner, Endowments Department, Guntur.

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In the reference 4th cited, a provisional seniority list of Executive Officers Gr-I, II & III working in Zone-III was prepared w.e.f. 1996 and was communicated to all the individuals through Deputy Commissioner, Endowments Department, Guntur and also by uploading the same in Endowments website. All the individuals in the provisional seniority lists were requested to submit objections, if any, on the provisional seniority list within 15 days.

Accordingly, the Deputy Commissioner, Endowments Department, Guntur in the reference 5th cited has submitted the objections received from the Executive Officers. As per the report of the Deputy Commissioner, following objections have been received from the Executive Officers cadre wise.

Executive Officer Gr-I :- 11 Objections
Executive Officer Gr-II :- 13 Objections
Executive Officer Gr-III:- Guntur District:- 5 Objection.
Prakasam:- NIL
Nellore District:- 1 Objection.

All the objections received have been examined and following are the remarks on each objection cadre wise.

EXECUTIVE OFFICER GR-I

A. Sri N.Yanadi Setty and Sri V.Raveendra Reddy:- They filed objection that the Commissioner of Endowments in one O.A. filed by them 26 years back i.e. in the year 1985, stated that state wide seniority list has to be prepared. Hence they filed objection for preparing statewide seniority list of Executive Officers.

P.T.O.

There are lot of subsequent developments on the preparation of seniority list of Executive Officers after 1985.

The Government vide G.O.Ms.No.368, Revenue (Endts-II) Department, dt.16.2.78 issued A.P. Endowments Executive Officers Subordinate Service Rules which came into force with retrospective effect 26.1.1967. As per the said G.O., there were 5 grades of Executive Officers. As per Rule-6 of G.O.Ms.No.378, entire state shall be regarded as a single unit for the purpose of seniority. The said G.O. was questioned by some Executive Officers in O.A.No.2468/1992 and O.A.No.40727/1991. The Hon'ble Tribunal passed orders on 14.07.95 that any promotion order treating the entire state as single unit is in violation of para-5 (1) of the Presidential Order read with para-3(5) will be illegal and void and it was found inconsistent with the provision of the Presidential Order and it was directed to organize zonal cadres in accordance with para-3 of Presidential Order and to prepare seniority list in each zone duly fixing the cadre strength.

The posts of Executive Officers were not organized into local cadre within 27 months of the issuance of the Presidential Order. When the Government issued G.O.Ms.No.620, dt. 18.09.2000, it was questioned by some Executive Officers. The Hon'ble Tribunal clubbed all the O.As and passed an order in Full Bench dt. 25.07.2003 in O.A.No.5771/2002 as follows.

"G.O.Ms.No.620, dt. 18.09.2000 organizing the local cadres cannot be upheld because of the defects/infirmities pointed out in this order and it should not be acted upon unless defects pointed out are rectified by the Government in accordance with the law"

It is submitted that in O.A.No.8518/2002 which is one of the matter decided by the Full Bench filed in W.P.No.17205/2003 in the High Court gave following directions by its order dt. 25.08.2003.

"Promotions to various Executive Officers should be made keeping in view of the cadre strength as fixed in G.O.Ms.No.307, dt. 26.03.1996 as per the rules and for E.O.Gr.-I by selection as provided in the rules. In respect of the Assistant Commissioners, the seniority list should be prepared duly implementing the ratio of 3:3:1 in respect of Superintendents of Endowments Department, Executive Officers and Temple Employees as laid down in Rule-3 of the A.P. Charitable and Hindu Religious Institutions and Endowments Service Rules issued in G.O.Ms.No.245, Revenue (Endts-I) Department, dt.08.05.2002."

Contd...3.

Under these circumstances, the Writ Petition is disposed of directing the authorities to prepare the final seniority list in accordance with the rules within a period of four (4) months from today. However, if any promotions are required to be made within this period, the name of the petitioner also shall be considered in accordance with the rules, and if he is entitled for promotion he should also be given similar promotional benefits. It is made clear that any promotions effected shall be subject to the preparation of final seniority list as directed by the Tribunal.

Thus, the Hon'ble High Court directed to implement the G.O.Ms.No.307, dt.26.03.1996. The Government issued G.O.Ms.No.307, Revenue (Endls-II) Dept. dt.26.03.1996 fixed cadre strength of the post of Executive Officers Grade-I, II and III for the whole state. At the same time, the Government enclosed Appendix-I distributing the post of Executive Officer Gr-I and II for six zones and Appendix-II distributing the post of Executive Officer Gr-III for the 23 districts and at the same time has shown the district which are covered by each zone. Thus, the Executive Officer Grade-I and II are zonal cadre and Executive Officer Grade-III is District cadre post.

The Government also issued G.O.Ms.No.262, Revenue (Endls-II), Department, dt. 20.05.2002 with regard to A.P. Charitable and Hindu Religious Institutions and Endowments Subordinate Service Rules providing classification of Non-Gazetted post, method of recruitment, qualifications and promotion etc.

Rule-12 of the said G.O. provides for the zone as unit of appointment for Executive Officer Gr-I and II and district as unit for appointment for Executive Officer Gr-III. The above two G.Os are not questioned by anybody till now. The appointments are being made and promotions are being effected by following the above G.Os.

The Government of India issued Gazette No.124, dt. 03.03.2009 authorizing the Government of A.P. to issue further proceedings organizing the Executive Officers into local cadre. Hence, the posts of Executive Officers are organized into local cadre as on date. However as the Department had been treating the posts of the Executive Officer in Endowments Department as having been organized into local cadres for the past so many decades, a proposal was further submitted by Government of Andhra Pradesh to Government of India vide their letter No.44101/SPF-A2/2004-9, dt.28.07.2011 to zonalyze the Executive Officers post with retrospective effect. In view of the above, a provisional seniority lists of Executive Officers was prepared zone wise from 1996 onwards i.e. from the date of sanction of cadre strength of Executive Officers vide G.O.Ms.No.307, dt.26.03.1996.

Contd...4.

But the A.P.A.T. passed orders in O.A.No.7035/08 that Executive Officer posts shall be treated as state wide post till 02.03.2009 and shall be treated as zonal post from 03.03.2009. It's only after this judgment, the preparation of state wide seniority list of Executive Officers came into light. Against this order of A.P. Administrative Tribunal in O.A.No.7035/2008, the dept has filed an appeal in High Court by filing W.P.No.28616/2010 and High Court granted interim stay on 29.11.2010 in W.P.M.P.No.36506/2010. In W.P.No.28616/2010. The matter is still pending in High Court.

As such their objections for preparation of statewide seniority list is rejected.

In their objection they are further claiming seniority over and above certain Executive Officers who were given notional seniority in the cadre of Executive Officer Gr-II from 1990 onwards. In Rc.No.G2/15093/90, dt.19.5.90 certain temple Senior Assistants and Junior Assistants were appointed as Executive Officers Gr-III, including both Sri N.Yanadi Setty and Sri V.Raveendra Reddy. At the time of issuing of above proceedings, Sri N.Yanadi Setty and Sri V.Raveendra Reddy were working as Temple Junior Assistants, but whereas the employees upon whom they are claiming seniority were working as Temple Senior Assistants and they should have been appointed as Executive Officer Gr-II instead of Executive Officer Gr-III, since the post of Senior Assistant is equivalent to that of Executive Officer Gr-II. Later the employees who were working as Senior Assistants at the time of issuing of above said proceedings, filed O.As in A.P.A.T. and after verification it was found that their contention is correct and accordingly they were given notional promotion in the cadre of Executive Officer Grade-II w.e.f. 1990 i.e., the date on which they were appointed as Executive Officer Grade-III instead of Executive Officer Gr-II.

This objection is most belated. Settled seniority can not be unsettled at a later point of time. As such there objections for claiming seniority over and above certain Executive Officers who were given notional seniority in the cadre of Executive Officer Gr-II from 1990 onwards is rejected.

Further they can not claim seniority over and above the employees working in Zone-IV, since Executive Officer Gr-I & II is a zonal posts. They can not compare their services with those who are working in another zone. They can not rely on the analogy of APAT Judgment in O.A.No.5311/2007, since no such orders were issued to the employees working in Guntur zone and apart from that both the cases are different in nature.

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As such the above objection is also rejected.

Sri Y.Radha Krishna, Sri P.Nageswara Rao and Sri S.Srirama Murthy :- They filed a common objection for placing their names and accommodating them for appointment as Executive Officer GR-I by transfer of service in the panel year 2003-2004, on par with temple employees working in Zone-II who were given notional promotions and for further promotion as Assistant Commissioners. They particularly mentioned the names of Sri V.Devullu and Sri Suribabu who were also appointed as Executive Officer Gr-I in the year 2006 in Zone-II by transfer of service, but later on the direction of APAT, they were given notional appointment and they are presently working as Assistant Commissioners. They stated that they are also placed on the same footings, but no such procedure was followed in Zone-III for their notional appointment as Executive Officer Gr-I.

All the three individuals are relying upon the case of Sri Ch.Nityanandam (O.A.No.5311/2005), who was given notional appointment as Executive Officer Gr-I in Zone-II. Basing on the directions in the said O.A., Sri V.Devullu and Sri Suribabu were also given appointment as Executive Officer Gr-I notionally.

In the year 2000, certain temple employees working in Zone-II were appointed as Executive Officers. But their appointment orders could not be implemented due to court litigation. Later, when Sri Ch.Nityanandam filed O.A.No.5311/2005, the Hon'ble Tribunal disposed off the O.A with a direction to appoint him as Executive Officer Gr-I from 20.5.2002, on the main ground that he was appointed as Executive Officer in 2000, as such he was entitled for notional appointment. But in Zone-III, no such appointment orders were issued to the temple employees in the year 2000. As far as giving notional seniority to the employees of Zone-III is concerned, one Sri V.Venkateswarlu, who is also situated on the same footings as the above three individuals, filed O.A.No.6749/2008, for giving notional appointment. The Hon'ble Tribunal in its order dt. 21.3.2011 dismissed the said O.A., on the ground that the G.O., under which he was promoted i.e G.O.Ms.No.395 is set aside and hence he is not entitled for any notional seniority. Hence, Sri Y.Radha Krishna, Sri P.Nageswara Rao and Sri S.Srirama Murthy are not entitled for claiming any seniority on par with Sri V.Devullu and Sri Suribabu.

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The Government in G.O.Ms.No.395, Revenue (Ends-I) Dept., dt.14.06.2000 issued orders regarding appointment of temple employees as Executive Officers by transfer of service as laid down under Section 29 (3) of the Endowments Act 30/87. In the said section, it has been laid down that the vacancies of the Executive Officers in each grade have to be filled up of 20% and accordingly Government issued orders for filling up of the 20% of the total cadre strength which were earmarked to the temple employees under the Act as Executive Officer Grade-I, II and III as per the cadre strength of the Executive Officers fixed in G.O.Ms.No.307, Revenue (Ends-I) Dept., dt. 23.06.96 pending issue of the A.P. Charitable and Hindu Religious Institutions and Endowments Service (Non-Gazetted) Rules by Government. Consequent to the orders issued by the Government in G.O.Ms.No.395, Revenue (Ends-I) Dept., dt.14.06.2000, a committee was constituted in the month of 11/2000 with 2 Additional Commissioners, 1 Vigilance Officer, 3 Deputy Commissioners and 1 Assistant Commissioner to select the suitable and eligible candidates from temple employees. But the orders, appointing them as Executive Officers were never issued, as the Hon'ble High Court in its interim order dt.07.11.2000 in W.P.No.21405/2000 passed following order.

"Pending passing further orders, status-quo obtaining as on today with regard to the appointment to the post of Executive Officers through G.O.Ms.No.395, Revenue (Ends-I) Dept., dt.14.06.2000 shall be maintained upto 14.11.2000".

The above said interim orders was subsequently extended until further orders by the order of the High Court dt.05.12.2000 and the Hon'ble High Court in its order dt.04.12.2002 in W.P.No.21405/21255/222174, remanded the matter to the Hon'ble Tribunal to dispose off the original applications. Ultimately, a full bench of Hon'ble Tribunal upheld the validity of Section 29 (3) of the Act, but struck down the G.O.Ms.No.395, Rev. (Ends-I) Dept., dt.14.06.2000 by Judgment dt.07.03.2005 as there are no guidelines to give promotions etc.

Hence, due to above court litigations, all the above three individuals i.e Sri Y.Radha Krishna, Sri P.Nageswara Rao and Sri S.Sirama Murthy were not appointed as Executive Officers. Soon after the orders of APAT dt.7.3.05, necessary action was taken for their appointment as Executive Officers and they were appointed as Executive Officers Gr-I in the year 2006.

Confid.....7.

In the similar cases of others, the Hon'ble High Court of Calcutta in its judgment dt. 14.3.2011 in W.P.S.T.No.39/2011 cited that "the Apex Court with reference to the case of promotion held that no promotion from a date retrospectively could be made when the candidate did not born in the cadre. Reliance is in the case of SK. Abdul Rashid & others Vs State of J & K & others reported in (2008) 1 SCC 722 [2007 (8) SLR 661 (SC)] where Apex Court relied earlier views passed in the case of State of Bihar Vs Akhouri Sachindra Nath reported in 1991 Supplementary Vol. 1 SCC 334: [1992 (3) SLR 94 (SC)] and Koushal Kishore Singh Vs Dinesh Kumar Sarma reported in (2002) 9 SCC 634.

Further, the Hon'ble High Court of Calcutta in its another judgment dt. 7.3.2011 in W.P.S.T.No.131/2009 referred the judgment passed in the case of Sheikh Abdul Rashid Vs. State of J & K reported in (2008) 1 SCC 722: [2007 (8) SLR 661 (SC)] wherein the court held that "no promotion with retrospective effect is permissible. In the said case, the Apex Court relied upon the judgement passed in the case State of Bihar Vs Akhouri Sachindra Nath reported in 1991 Suppl. (1) SCC 334: [1992 (3) SLR 94 (SC)], wherein the court held that no person could be promoted with retrospective effect from a date when he was not born in the cadre. The case Kaushal Kishore Singh Vs Dy. Director of Education reported in (2002) 9 SCC 634, also is relied upon wherein the Apex Court held that seniority is determined in a particular grade or cadre from the date of appointment and it is not dependent upon the seniority position in the feeder cadre. Very recently in the case Ramesh Kumar Vs High Court of Delhi and others reported in (2010) 3 SCC 104: [2010 (2) SLR 144 (SC)], a three Judges Bench of the Apex Court in para 10 of the report refused to grant any relief to give appointment with retrospective effect though there was a mistake by the authorities concerned to give appointment in right time in a post of higher judicial service.

Hence, the objection of Sri Y.Radha Krishna, Sri P.Nageswara Rao and Sri S.Srirama Murthy claiming seniority notionally in the panel year 2003-2004, on par with temple employees working in Zone-II is rejected.

C. Sri K.Mohan Rao and Sri V.R.Mohan Reddy :- They filed a common objection for notional seniority on par with the employees of Zone-II. They stated that they were initially appointed as Executive Officer Gr-II in Rc.No. G2/3902/2000, dt. 7.11.2000, but due to court litigations, the order was kept in abeyance. Recently, some of the employees of Zone-II who were also situated on the same footings were given notional appointments.

Contd....8.

In the year 2000, certain temple employees working on zone-II were appointed as Executive Officers. But their appointment orders could not be implemented due to court litigation. Later, when Sri Ch.Nityanandam filed O.A.No.5311/2005, the Hon'ble Tribunal disposed off the O.A with a direction to appoint him as Executive Officer Gr-I from 20.5.2002, on the main ground that he was appointed as Executive Officer in 2000, as such he was entitled for notional appointment. But in Zone-III, no such appointment orders were issued to the temple employees in the year 2000.

The Government in G.O.Ms.No.395, Revenue (Endts-I) Dept., dt.14.06.2000 issued orders regarding appointment of temple employees as Executive Officers by transfer of service as laid down under Section 29 (3) of the Endowments Act 30/87. In the said section, it has been laid down that the vacancies of the Executive Officers in each grade have to be filled up at 20% and accordingly Government issued orders for filling up of the 20% of the total cadre strength which were earmarked to the temple employees under the Act as Executive Officer Grade-I, II and III as per the cadre strength of the Executive Officers fixed in G.O.Ms.No.307, Rev. (Endts-I) Dept., dt. 23.06.96 pending issue of the A.P. Charitable and Hindu Religious Institutions and Endowments Service (Non-Gazetted) Rules by Government. Consequent to the orders issued by the Government in G.O.Ms.No.395, Rev. (Endts-I) Dept., dt.14.06.2000, a committee was constituted in the month of 11/2000 with 2 Additional Commissioners, 1 V.O., 3 D.Cs and 1 A.C. to select the suitable and eligible candidates from temple employees. The said Committee selected the both the individuals who were working as Senior Assistant at that point of time for appointment as Executive Officer Grade-II. But the orders, as claimed by them in proceedings No.G2/3902/2000, dt. 07.11.2000 were never issued. Though they were selected by the Committee, the orders appointing them as E.O.Gr-II was not issued, as the Hon'ble High Court in its interim order dt.07.11.2000 in W.P.No.214C5/2000 passed following order.

"Pending passing further orders, status-quo obtaining as on today with regard to the appointment to the post of Executive Officers through G.O.Ms.No.395, Revenue (Endts-I) Dept., dt.14.06.2000 shall be maintained upto 14.11.2000".

Contd.....9.

The above said interim orders was subsequently extended until further orders by the orders of the High Court dt. 05.12.2000 and the Hon'ble High Court in its order dt. 04.12.2002 in W.P.No.21405/21255/ 222174, remanded the matter to the Hon'ble Tribunal to dispose off the original applications. Ultimately, a full bench of Hon'ble Tribunal upheld the validity of Section 29 (3) of the Act, but struck down the G.O.Ms.No.395, Rev. (Endts-I) Dept., dt. 14.06.2000 by Judgment dt. 07.03.2005 as there are no guidelines to give promotions etc.

As far as giving notional seniority to the employees of Zone-III is concerned, one Sri V.Venkateswarlu, who is also situated on the same footings as the above two individuals, filed O.A.No.6749/2008, for giving notional appointment. The Hon'ble Tribunal in its order dt. 21.3.2011 dismissed the said O.A., on the ground that the G.O., under which he was promoted i.e G.O.Ms.No.395 is set aside and hence he is not entitled for any notional seniority.

In the similar cases of others, the Hon'ble High Court of Calcutta in its judgment dt. 14.3.2011 in W.P.S.T.No.39/2011 cited that "the Apex Court with reference to the case of promotion held that no promotion from a date retrospectively could be made when the candidate did not born in the cadre. Reliance is in the case of SK. Abdul Rashid & others Vs State of J. & K. & others reported in: (2008) 1 SCC 722 (2007 (8) SLR 661 (SC)) where Apex Court relied earlier views passed in the case of State of Bihar Vs Akhouri Sachindra Nath reported in 1991 Supplementary Vol. 1 SCC 334: [1992 (3) SLR 94 (SC)] and Koushal Kishore Singh Vs Dinesh Kumar Sarma reported in (2002) 9 SCC 634.

Further, the Hon'ble High Court of Calcutta in its another judgment dt. 7.3.2011 in W.P.S.T.No.131/2009 referred the judgment passed in the case of Sheikh Abdul Rashid Vs. State of J & K reported in (2008) 1 SCC 722: [2007 (8) SLR 661 (SC)] wherein the court held that "no promotion with retrospective effect is permissible. In the said case, the Apex Court relied upon the judgement passed in the case State of Bihar Vs Akhouri Sachindra Nath reported in 1991 Suppl. (1) SCC 334: [1992 (3) SLR 94 (SC)], wherein the court held that no person could be promoted with retrospective effect from a date when he was not born in the cadre. The case, Kaushal Kishore Singh Vs Dy. Director of Education reported in (2002) 9 SCC 634, also is relied upon wherein

Contd.....10.

the Apex Court held that seniority is determined in a particular grade or cadre from the date of appointment and it is not dependent upon the seniority position in the feeder cadre. Very recently in the case Ramesh Kumar Vs High Court of Delhi and others reported in (2010) 3 SCC 104: [2010 (2) SLR 144 (SC)], a three Judges Bench of the Apex Court in para 10 of the report refused to grant any relief to give appointment with retrospective effect though there was a mistake by the authorities concerned to give appointment in right time in a post of higher judicial service.

Hence, the objection of Sri K.Mohan Rao and Sri V.R.Mohan Reddy for notional seniority on par with the employees of Zone-II is rejected.

D. Sri M.Pankala Rao :- The individual filed objection claiming seniority over Sri K.Prasad Babu in the cadre of Executive Officer Gr-II, relying upon Rule 33 (d) of A.P. State and Sub-ordinate service Rules.

As per the said rule, the transfer of a person from one class or category of a service to another class or category of the same service carrying the same pay shall not be treated as first appointment to the later class or category for the purpose of seniority and the seniority of a person so transferred shall be determined with reference to the date of his regular appointment in the class or category from which he was transferred.

In this case, Sri M.Pankala Rao, prior to appointment as Executive Officer Gr-II was working as Temple Senior Assistant. Temple services are governed by G.O.Ms.No.888, Revenue (Endts-I) Dept., dt: 8.12.2000 which is a non Government service and the services of Executive Officers are governed by G.O.Ms.No.262, dt: 20.5.2002, which is a Govt. service. Both the services i.e Temple employee and Executive Officers are different in nature. They are not same service. The individual himself in his objection agreed that as per rules, the seniority of a person so transferred shall be determined with reference to the date of his regular appointment in the class or category from which he was transferred in same service. But in this case both the services are different in nature. Hence rule 33 (d) of A.P. State and Sub-ordinate service Rules does not apply. Accordingly, the objection of Sri M.Pankala Rao is rejected.

E. Smt I.Subhadra :- The individual filed objection narrating the entire A.P.C.& H.R.I & Endts Act 30/87, which is irrelevant. However, following are her main objections.

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- (i). Temple Employees were promoted against the rules.
- (ii). Rule of Rota and quota in a cycle of 20 vacancies was not followed in accordance with G.O.Ms.No.262, Revenue (Endts-I), Department, dt.20.05.2002.
- (iii). Promotions were given in the cadre of Executive Officer Gr-I over and above the cadre strength.
- (iv). As per Act 2 of 1994, no recruitment in any public service shall be made except by Public service Commission. As such the temple employees cannot and shall not be permitted to work as Govt. Servants, even for a minute.
- (v). From 20.5.2002 onwards, 54 vacancies of Executive Officer Gr-I were filled. Out of these 54 vacancies, 14 posts should go to D.R. quota. But only 4 were filled up from D.R. quota and remaining were filled from other categories. As per Supreme Court Judgment, D.R. Post shall not be filled with any other feeder category. Hence those promoted in D.R. quota shall be reverted back and shall be placed on the top of the list during the panel year 1.9.2007 to 31.8.2008.

The Government Vide its G.O.Ms.No.1478, Revenue (Endts-VI) Department, dt. 17.11.86, issued service rules and method of appointment for all office holders and servants of all Charitable and Hindu Religious Institutions and Endowments, which came into effect from 3.2.83. Rules from 39 to 43 are Special Provisions for Eight Major Institutions. As per Rule 13 of the said G.O., no employee shall be eligible for promotion unless he has satisfactorily completed his probation and has completed minimum 5 years of service in the category from which he is to be promoted. Further as per Rule 44(Annexure-III) of the said G.O., one has to pass Endowments Act, Rules and Account test for S.O. Part-I and shall be S.S.C. or H.S.C passed for promotion from Junior Assistant to Senior Assistant and from Senior Assistant to Superintendent. These rules were in force up to 7.12.2000. Later the Government vide its G.O.Ms.No.888, Revenue (Endts-I), Department, dt. 8.12.2000 issued fresh service rules and method of appointment for all office holders and servants of all Charitable and Hindu Religious Institutions and Endowments. Rules from 36 to 38 are Special Provisions for Eight Major Institutions. As per rule 33 of the said G.O.Ms.No.888, each institution or Endowment is a unit for the purpose of recruitment, seniority and promotion. As per Rule 13 no employee shall be eligible for promotion unless he has satisfactorily completed his probation and has completed minimum 3 years of service in the category from which he is to be promoted. Further as per Rule 39 (Annexure-III) of the said G.O., one has to pass Endowments Act,

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Rules and Account test for S.O. Part-I and shall pass Intermediate for promotion from Junior Assistant to Senior Assistant and from Senior Assistant to Superintendent. Accordingly all the promotions are given by following above rules only, wherever any individual is being promoted against these rules, necessary action is being taken for reverting them.

Hence the objection that temple employees are promoted against rules is rejected.

The Govt. vide G.O.Ms.No.262, dt. 20.5.2002, issued service rules and method of appointment to the post of Executive Officers. As per the said G.O., in a cycle of 20 vacancies in Executive Officer Gr-I cadre, 4 are earmarked to Temple Superintendents, 2 to Departmental Superintendents, 9 to Executive Officers Gr-II and 5 to D.F. All the appointments are being made as per the ratio quota fixed by the Govt. only in the said G.O. The Govt. vide G.O.Ms.No.307, dt. 26.03.1996 sanctioned 36 posts of Executive Officers Gr-I in Zone-III. Promotion/appointments are being made as per the sanctioned cadre strength only. The promotions/appointments were not given in excess of sanctioned cadre strength of 36 posts, which is evident in the provisional seniority list also, since at no point of time the total number of Executive Officer Gr-I working crossed the total sanctioned 36 posts in any payet year. Hence, the objections that Promotions were given in excess of sanctioned cadre strength of Executive Officer Gr-I is rejected.

The other objection is that as per Act 2 of 1994, no recruitment in any public service shall be made except by Public Service Commission and as such the temple employees cannot and shall not be permitted to work as Govt. Servants.

The A.P.C and H.R.I of Endts Act 17 of 1966 was enacted by the Govt of A.P. By virtue of powers under section 107 read with sub-section 5 of section 27 of Act 17 of 1966, A.P. Endts Executive Officers Subordinate service rules were framed and issued in G.O.Ms.No. 368, Revenue (Endts-II) dept, dt. 16.2.78, which came into force with retrospective effect from 26.1.67. Act 17 of 1966 was later on repealed and A.P.C & H.R.I. and Endts Act 1987 (30/87) was enacted which came into force from 25.5.87. As per Section 29 (3) of the A.P.C & H.R.I. and Endts Act 30/87, there is a provision for appointment of temple employees working in the institutions other than Regional Joint Commissioner.

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and Deputy Commissioner cadre for appointment as Executive Officers. Accordingly, the Govt. vide G.O.Ms.No.307, dt.26.3.1996 sanctioning cadre strength of Executive Officers with the approval of Finance Dept and issued service rules and method of appointment to the post of Executive Officers Vide G.O.Ms.No.262, dt-20.5.2002. All the appointment of the temple employees to the post of Executive Officers are made in terms of the Endts Act 30/87 and as per G.Os issued from time to time. Act 2 of 1994 does not apply for the appointment of temple employees to the post of Executive Officers, since there is a provision in Endts Act 30/87 and also they are being appointed in the post sanctioned by the Govt. Hence, this objection is rejected.

The other objection that from 20.5.2002 onwards, 54 vacancies of Executive Officer Gr-I were filled and out of these 54 vacancies, 14 posts should go to D.R quota, but only 4 were filled up from D.R quota and remaining were filled from other categories is not correct. From 20.5.2002 onwards, 4 Executive Officer Gr-I have been recruited through APPSC. As many as 7 posts of Executive Officers Gr-I earmarked for D.R has already been notified by APPSC, which is yet to be filled up. Recently, on arising of some more vacancies, the Govt was addressed to accord permission to notify 6 more posts of Executive Officer Grade-I in Zone-III through A.P.P.S.C. If the objection of the individual that vacancies earmarked for D.R has been filled with other feeder categories is true, then there would have not been any post available as on date for notifying it to APPSC and those vacancies would have been exhausted long back. But as could be seen from the above, necessary action is being taken for filling up 13 more vacancies of Executive Officer Gr-I earmarked for D.R through APPSC.

Hence, this objection is also rejected.

F. Sri G.Prabhakar and Sri V.Sai. Baba :- They filed objection claiming seniority over and above Sri V.Ankineedu Prasad and Sri A.L.S.V.Prasad Rao on the ground that they passed Departmental tests prior to Sri V.Ankineedu Prasad and Sri A.L.S.V.Prasad Rao and hence they are junior to them. They are claiming seniority in the cadre of Assistant Commissioner and Deputy Commissioner cadre by placing their names at appropriate place in the cadre of Executive Officer Gr-I on the ground that they passed Departmental tests earlier.

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As per Rule 33 (a) of A.P. State and Sub-ordinate Service Rules, the seniority of a person in a service, class, category or grade shall, unless he has been reduced to lower rank or a punishment be determined by the date of his first appointment to such service, class, category or grade and not by taking into consideration the date of departmental test passed by them. Even if the individual passes Departmental test later and at the time promotion in that particular cadre, if he is found eligible, by passing the required departmental test, he will be promoted as per eligibility. Sd/G. Probstakar, retired from service on 31.7.2005. Sd V. Ankeeddu retired from service on 30.10.2004 and Sd ALSV Prosad retired on 30.8.2008. The Govt vide its circular memo No. 57759/Ser.A/2004-1, dt 20.5.2004, while issuing certain instruction in the matter of seniority list observed that it is well settled that in service matters the question of seniority should not be reopened in such situation after the lapse of a reasonable period, because that result in disturbing the settled position which is not permissible. There isordinate delay in the present case for making such grievance that too there being without any grounds as per rules for claiming seniority.

Hence, their objection is rejected.

EXECUTIVE OFFICER GR-II

A. Sd A. Venkateswari, Sd L. Venkat Rao & Sd V. Krishna Murthy:- They filed objection claiming seniority over and above Sd K. Suneel Kumar, Sd G. V. Arumoth and Sd A. Mohan Veera Reddy.

The Govt. vide 325, dt 02.07.08 permitted the COE to fill up 21 posts of Executive Officer GR-II earmarked for Departmental Senior Assistants of Endowments Department from the feeder category of Senior Assistants working in temples etc. in relaxation of Rule 3 of Andhra Pradesh Chitradri and Hindu Religious Institutions and Endowments Act and Subordinate Service Rules issued in G.O. Ms. No. 262, dt 20.05.2002. Accordingly, 21 Temple Senior Assistants working in the institutions in A.P. were appointed as Executive Officer GR-II vide this office proceedings No. D2/42862/07, dt. 25.07.2008. In the post earmarked for Departmental Senior Assistants. Out of these 21 Temple Sr. Assistants, 4 Temple Sr. Asst working in Gunjur Div were appointed as E.O. GR-II.

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At the same time, on the same day another proceedings was issued in Rc.No.D2/42862/2008-1, dt.25.07.2008, promoting 3 Executive Officers Gr-III i.e. Sri K.Suneel Kumar, Sri G.V.Amarnath and Sri A.Mohan Veera Reddy of Zone-III as Executive Officers Gr-II in the vacancies earmarked for their feeder category i.e. Executive Officer Gr-III.

Aggrieved by the orders of appointments of Temple Senior Assistants as Executive Officers Gr-II in the quota earmarked for Departmental Senior Assistant vide this office proceedings No.D2/42862/07, dt. 25.07.2008, Sri Y.Naresh Reddy, E.O.Gr-III, Guntur District filed O.A.No.5301/2008 questioning the validity of G.O.Ms.No.829, dt 2.7.08, wherein Govt has permitted the Commissioner to fill up the 21 post of Dept. Sr. Asst with temple employees. The employees of other zones also challenged the said G.O. in APAT.

The Hon'ble APAT has dismissed O.A.No.5301/2008 filed by Sri Y.Naresh Reddy, E.O.Gr-III, Guntur District as devoid of merits. The Tribunal while passing above orders made observation that the Govt issued impugned G.O., granting permission for appointment, after relaxation of the rule. It is an established principle that relaxation is not amendment of the rule. The rule regarding the quota earmarked for Sr. Asst of the Dept is intact. Therefore the applicant who belongs to the other category of E.O.Gr-III can not have any grievance. The O.A. filed by the employees of other zones challenging the said G.O. in APAT on similar ground is still pending.

As far as Zone-III is concerned, at the time of appointment of Executive Officer Gr-II on 25.7.2008, there were no posts earmarked for Temple Senior Assistants. But there were 3 posts earmarked for the feeder category of Executive Officer Gr-III. In the above said O.A., the Hon'ble Tribunal no doubt upheld their appointments to the cadre of Executive Officer Gr-II, but it did not make any observation about counting their seniority in the cadre of Executive Officer Gr-II. The seniority of the temple Senior Assistants who were appointed as Executive Officer Gr-II vide this office proceedings No.D2/42862/07, dt. 25.07.2008 in the quota earmarked for Departmental Senior Assistants shall be counted from the date a regular vacancy arose in their feeder category i.e. in the feeder category of Temple Senior Assistants only. They can not claim their seniority from the above date, that too, which was given in quota of some

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other feeder category. On the other hand, the 3 Executive Officers i.e. Sri K. Suneel Kumar, Sri G.V. Amarnath and Sri A. Mohan Veera Reddy were promoted as Executive Officer Gr-II on the same day, vide this office Proc. in Rc.No.D2/42862/2008-I, dt.25.07.2008 in the quota earmarked for their feeder category only. Hence their seniority in the cadre of Executive Officer Gr-II shall be counted from the date of their promotion to the cadre of Executive Officer Gr-II in their slots.

Hence, the objection of Sri A. Venkateswaru, Sri L. Venkat Rao and Sri V. Krishna Murthy is rejected.

B. Sri G. Ramakrishna & Sri P.V. Subba Rao :- They filed a common objection for notional seniority on par with the employees of Zone-II. They stated that they were initially appointed as Executive Officer Gr-II in Rc.No. G2/3902/2000, dt. 7.11.2000, but due to court litigations, the order was kept in abeyance. Recently, some of the employees of Zone-II who were also situated on the same footings were given notional appointments.

In the year 2000, certain temple employees working in Zone-II were appointed as Executive Officers. But their appointment orders could not be implemented due to court litigation. Later, when Sri Ch. Nityanandam filed O.A.No.5311/2005, the Hon'ble Tribunal disposed off the O.A. with a direction to appoint him as Executive Officer Gr-I from 20.5.2002, on the main ground that he was appointed as Executive Officer in 2000, as such he was entitled for notional appointment. But in Zone-III, no such appointment orders were issued to the temple employees in the year 2000.

The Government in G.O.Ms.No.395, Revenue (Endts-I) Dept., dt.14.06.2000 issued orders regarding appointment of temple employees as Executive Officers by transfer of service as laid down under Section 29-(3) of the Endowments Act 30/87. In the said section, it has been laid down that the vacancies of the Executive Officers in each grade have to be filled up at 20% and accordingly Government issued orders for filling up of the 20% of the total cadre strength which were earmarked to the temple employees under the Act as Executive Officer Grade-I, II and III as per the cadre strength of the Executive Officers fixed in G.O.Ms.No.307, Rev. (Endts-I) Dept., dt. 23.06.96 pending issue of the A.P. Charitable and Hindu Religious Institutions and Endowments Service (Non-Gazetted) Rules by Government.

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Consequent to the orders issued by the Government in G.O.Ms.No.395, Reve. (Endts-I) Dept., dt.14.06.2000, a committee was constituted in the month of 11/2000 with 2 Additional Commissioners, 1 V.O., 3 D.Cs and 1 A.C. to select the suitable and eligible candidates from temple employees. The said Committee selected the both the individuals who were working as Senior Assistant at that point of time for appointment as Executive Officer Grade-II. But the orders, as claimed by them in proceedings No.G2/3902/2000, dt. 07.11.2000 were never issued. Though they were selected by the Committee, the orders appointing them as E.O.Gr-II was not issued, as the Hon'ble High Court in its interim order dt.07.11.2000 in W.P.No.21405/2000 passed following order.

"Pending passing further orders, status-quo obtaining as on today with regard to the appointment to the post of Executive Officers through G.O.Ms.No.395, Revenue (Endts-I) Dept., dt.14.06.2000 shall be maintained upto 14.11.2000".

The above said interim orders was subsequently extended until further orders by the orders of the High Court dt.05.12.2000 and the Hon'ble High Court in its order dt.04.12.2002 in W.P.No.21405/21255/ 222174, remanded the matter to the Hon'ble Tribunal to dispose off the original applications. Ultimately, a full bench of Hon'ble Tribunal upheld the validity of Section 29 (3) of the Act, but struck down the G.O.Ms.No.395, Rev. (Endts-I) Dept., dt.14.06.2000 by Judgment dt. 07.03.2005 as there are no guidelines to give promotions etc.

As far as giving notional seniority to the employees of Zone-III is concerned, one Sri V.Venkateswarlu, who was also situated on the same footings as the above two individuals, filed O.A.No.6749/2008, for giving notional appointment. The Hon'ble Tribunal in its order dt.21.3.2011 dismissed the said O.A., on the ground that the G.O., under which he was promoted i.e G.O.Ms.No.395 is set aside and hence he is not entitled for any notional seniority.

In the similar cases of others, the Hon'ble High Court of Calcutta in its judgment dt. 14.3.2011 in W.P.S.T.No.39/2011 cited that "the Apex Court with reference to the case of promotion held that no promotion from a date retrospectively could be made when the candidate did not born in the cadre. Reliance is in the case of SK. Abdul Rashid & others Vs State of J & K & others reported in (2008) 1SCC 722 [2007 (8) SLR 661 (SC)] where Apex Court relied

earlier views passed in the case of State of Bihar Vs Akhouri Sachindra Nath reported in 1991 Supplementary Vol. I SCC 334; [1992 (3) SLR 94 (SC)] and Koushal Kishore Singh Vs Dinesh Kumar Sarma reported in (2002) 9 SCC 634.

Further, the Hon'ble High Court of Calcutta in its another judgment dt. 7.3.2011 in W.P.S.T.No.131/2009, referred the judgment passed in the case of Sheikh Abdul Rashid Vs. State of J & K reported in (2008) 1 SCC 722; [2007 (8) SLR 661 (SC)] wherein the court held that "no promotion with retrospective effect is permissible. In the said case, the Apex Court relied upon the judgement passed in the case State of Bihar Vs Akhouri Sachindra Nath reported in 1991 Suppl. (I) SCC 334; [1992 (3) SLR 94 (SC)], wherein the court held that no person could be promoted with retrospective effect from a date when he was not born in the cadre. The case Kaushal Kishore Singh Vs Dy. Director of Education reported in (2002) 9 SCC 634, also is relied upon wherein the Apex Court held that seniority is determined in a particular grade or cadre from the date of appointment and it is not dependent upon the seniority position in the feeder cadre. Very recently in the case Ramesh Kumar Vs High Court of Delhi and others reported in (2010) 3 SCC 104; [2010 (2) SLR 144 (SC)], a three Judges Bench of the Apex Court in para 10 of the report refused to grant any relief to give appointment with retrospective effect though there was a mistake by the authorities concerned to give appointment in right time in a post of higher judicial service.

Hence, the objection of Sri G.Ramakrishna & Sri P.V.Subba Rao for notional seniority on par with the employees of Zone-II is rejected.

C. Sri T.Satyannarayana Reddy :- The individual filed objection claiming seniority over 9 individuals on the ground that they were juniors to him in Junior Assistant cadre. A comparative statement of their service particulars are as follows.

S. NO.	NAME	DATE OF APPOINTMENT AS			
		JUNIOR ASSISTANT	E.O. GR-III	SENIOR ASSISTANT	E.O. GR-II
1.	J.Hanuman Reddy	01.12.83	-	18.6.93	8.12.06
2.	Y.Koti Reddy	05.05.84	-	21.6.93	6.06.07
3.	G.Ramakrishna	08.10.84	-	21.6.93	4.01.08
4.	P. Siva Reddy	06.05.84	-	21.6.93	4.01.08
5.	T.Srinivas	12.10.87	-	21.6.93	4.01.08
6.	G.Vijaya Rama Rao	07.05.84	-	16.9.93	4.01.08
7.	E.Satyannarayana Reddy	19.06.87	-	16.9.93	4.01.08
8.	L.Venkat Rao	01.03.87	-	26.8.96	26.07.08
9.	J.Surya Prakash Rao	15.06.01	08.12.06	-	16.12.08
10.	T.Satyannarayana Reddy	20.04.83	08.12.06	-	16.12.08

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All the above individuals belong to Temple Service. Before appointment as Executive Officers, their services were governed initially by G.O.Ms.No.1478, Revenue (Ends-VI) Department, dt. 17.11.86 and later by G.O.Ms.No.888, Revenue (End-I) Department, dt. 8.12.2000. The Government vide its G.O.Ms.No.1478, Revenue (Ends-VI) Department, dt. 17.11.86, issued service rules for method of appointment etc of all office holders and servants of all Charitable and Hindu Religious Institutions and Endowments under 1966 Act, which came into effect from 3.2.83. These rules were in force up to 7.12.2000. Later the Government vide its G.O.Ms.No.888, Revenue (End-I) Department, dt. 8.12.2000 issued fresh service rules under 1987 Act for method of appointment etc of all office holders and servants of all Charitable and Hindu Religious Institutions and Endowments. As per rule 33 of the G.O.Ms.No.888, dt. 8.12.2000 each institution or Endowment is a unit for the purpose of recruitment, seniority and promotion.

From the above statement it is quite clear that though Sri T.Satyannarayana Reddy was appointed earlier than the other employees in the cadre of Junior Assistants, as there was no post of Senior Assistant in his parent institution, he could not get further promotion, as required under rule 33 of G.O.Ms.No.888, Revenue (End-I) Department, dt. 8.12.2000, whereas the other individuals got further promotion as Senior Assistants, since there was a sanctioned post in their respective parent institutions. At the time of his appointment as Executive Officer Gr-III i.e. by 8.12.06, others were already working as Senior Assistants, whereas he was working as Junior Assistant only. Accordingly the other individuals who were working as Senior Assistants were appointed as Executive Officer Gr-II as per their eligibility.

Hence, the objection of Sri T.Satyannarayana Reddy is rejected.

D. Sri B.Siva Reddy :- The individual has filed objection claiming seniority over Sri G.Ramakrishna. Both the individuals are presently working as Executive Officers Gr-II. A comparative statement of their service particulars are as follows.

S.NO.	NAME	JUNIOR ASSISTANT	SENIOR ASSISTANT	E.O. GR-II
1.	B.Siva Reddy	06.05.84	21.6.93	4.1.08
2.	G.Ramakrishna	08.10.84	21.6.93	4.1.08

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As could be seen from the above, both the individuals were promoted as Senior Assistants and appointed as E.O.Gr-II on the same day i.e 21.6.93 and 4.1.08 respectively. Hence, the seniority list in the lower cadre has to be considered. Thus, Sri B.Siva Reddy is senior to Sri G.Ramakrishna.

The objection of Sri B.Siva Reddy, who is shown below Sri G.Ramakrishna in the provisional seniority list is considered and his name is placed above Sri G.Ramakrishna in the final seniority list.

E. Sri A.Srinivas Reddy & Sri P.Venkat Reddy :- They filed common objection claiming seniority over Sri T.Srinivas. All the three individuals, including Sri T.Srinivas are presently working as Executive Officers Gr-II. A comparative statement of their service particulars are as follows.

S.NO.	NAME	JUNIOR ASSISTANT	SENIOR ASSISTANT	E.O. GR-II
1.	Sri P.Venkat.Reddy	2.11.84	21.6.93	4.1.08
2.	Sri A.Srinivas.Reddy	10.5.85	21.6.93	4.1.08
3.	Sri T.Srinivas	12.10.87	21.6.93	4.1.08

As could be seen from the above, all the three individuals were promoted as Senior Assistants and appointed as E.O.Gr-II on the same day i.e 21.6.93 and 4.1.08 respectively. Hence, the seniority in the lower cadre has to be considered. Thus, Sri A.Srinivas Reddy & Sri P.Venkat Reddy are seniors to Sri T.Srinivas.

The objection of Sri A.Srinivas Reddy & Sri P.Venkat Reddy, who are shown below Sri T.Srinivas in the provisional seniority list is considered and their names are placed above Sri T.Srinivas in the following order.

- (i) Sri P.Venkat Reddy
- (ii) Sri A.Srinivas Reddy
- (iii) Sri T.Srinivas

F. Sri R.Venkateswarlu :- He made objection for correcting his date of appointment as Senior Assistant as 21.6.93 and for placing his name above Sri T.Srinivas in the seniority list.

His date of entry into the Senior Assistant cadre is corrected as 21.6.93, which was by mistake mentioned as 14.7.94. With regard to other objection, his name was already shown above Sri T.Srinivas in the provisional seniority list itself.

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As could be seen from the above, both the individuals were promoted as Senior Assistants and appointed as E.O.Gr-II on the same day i.e 21.6.93 and 4.1.08 respectively. Hence, the seniority list in the lower cadre has to be considered. Thus, Sri B.Siva Reddy Reddy is senior to Sri G.Ramakrishna.

The objection of Sri B.Siva Reddy, who is shown below Sri G.Ramakrishna in the provisional seniority list is considered and his name is placed above Sri G.Ramakrishna in the final seniority list.

E. Sri A.Srinivas Reddy & Sri P.Venkat Reddy :- They filed common objection claiming seniority over Sri T.Srinivas. All the three individuals, including Sri T.Srinivas are presently working as Executive Officers Gr-II. A comparative statement of their service particulars are as follows.

S.NO.	NAME	JUNIOR ASSISTANT	SENIOR ASSISTANT	E.O. GR-II
1.	Sri P.Venkat Reddy	2.11.84	21.6.93	4.1.08
2.	Sri A.Srinivas Reddy	10.5.85	21.6.93	4.1.08
3.	Sri T.Srinivas	12.10.87	21.6.93	4.1.08

As could be seen from the above, all the three individuals were promoted as Senior Assistants and appointed as E.O.Gr-II on the same day i.e 21.6.93 and 4.1.08 respectively. Hence, the seniority in the lower cadre has to be considered. Thus, Sri A.Srinivas Reddy & Sri P.Venkat Reddy are seniors to Sri T.Srinivas.

The objection of Sri A.Srinivas Reddy & Sri P.Venkat Reddy, who are shown below Sri T.Srinivas in the provisional seniority list is considered and their names are placed above Sri T.Srinivas in the following order.

- (i) Sri P.Venkat Reddy
- (ii) Sri A.Srinivas Reddy
- (iii) Sri T.Srinivas

F. Sri R.Venkateswarlu :- He made objection for correcting his date of appointment as Senior Assistant as 21.6.93 and for placing his name above Sri T.Srinivas in the seniority list.

His date of entry into the Senior Assistant cadre is corrected as 21.6.93, which was by mistake mentioned as 14.9.94. With regard to other objection, his name was already shown above Sri T.Srinivas in the provisional seniority list itself.

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G. Sri MVS Varmo & R.Sai Babu :- They filed common objection claiming seniority over 10 individuals by taking into consideration the date of appearing Account test for S.O-I as criteria and not the date of passing.

On 16.12.08, as many as 11 Executive Officers Gr-II were promoted to the cadre of Executive Officer Gr-II. The candidature of both these individuals who were seniors to above said 11 individuals was not considered for promotion, since they did not pass Account test for S.O-I. Later in the month of Jan. 2009, they passed Account test for S.O-I and accordingly they were promoted as Executive Officers Gr-II on 9.7.09. Their objection for considering the date of appearing Account test for S.O-I as criteria for promotion can not be considered, since the date of publication of results by APPSC is the criteria for extending the benefits such as releasing increments, declaration of probation or promotion etc., and not the date of appearing.

Hence their objection is rejected.

H. Sri B.Ravindranadh Tagore :- The individual filed objection claiming seniority in the cadre of Executive Officer Gr-II from 20.5.2002 onwards, basing on G.O.Ms.No.395, wherein certain temple employees were appointed as Executive Officers in the year 2000. He also mentioned the case of employees of Zone-II who were given promotion.

The Government in G.O.Ms.No.395, Revenue (Ends-I) Dept., dt. 14.06.2000 issued orders regarding appointment of temple employees as Executive Officers by transfer of service as laid down under Section 29 (3) of the Endowments Act 30/87. In the said section, it has been laid down that the vacancies of the Executive Officers in each grade have to be filled up of 20% and accordingly Government issued orders for filling up of the 20% of the total cadre strength which were earmarked to the temple employees under the Act as Executive Officer Grade-I, II and III as per the cadre strength of the Executive Officers fixed in G.O.Ms.No.307, Rev. (Ends-I) Dept., dt. 23.06.96 pending issue of the A.P. Charitable and Hindu Religious Institutions and Endowments Service (Non-Gazetted) Rules by Government. Consequent to the orders issued by the Government in G.O.Ms.No.395, Rev. (Ends-I) Dept., dt. 14.06.2000, a committee was constituted in the month of 11/2000 with 2 Additional Commissioners, T.V.O., 3 D.Cs and 1 A.C, to select the suitable and eligible candidates from temple employees. But the appointments could not

Contd.....22

be taken up since the Hon'ble High Court in its interim order dt.07.11.2000 in W.P.No.21405/2000 passed following order.

"Pending passing further orders, status-quo obtaining as on today with regard to the appointment to the post of Executive Officers through G.O.Ms.No.395 Revenue (Endts-I) Dept., dt.14.06.2000 shall be maintained upto 14.11.2000".

The above said interim orders was subsequently extended until further orders by the orders of the High Court dt.05.12.2000 and the Hon'ble High Court in its order dt.04.12.2002 in W.P.No.21405/21255/222174, remanded the matter to the Hon'ble Tribunal to dispose off the original applications. Ultimately, a full bench of Hon'ble Tribunal upheld the validity of Section 29 (3) of the Act, but struck down the G.O.Ms.No.395, Rev. (Endts-I) Dept., dt.14.06.2000 by Judgment dt. 07.03.2005 as there are no guidelines to give promotions etc.

As far as giving notional seniority to the employees of Zone-III is concerned, one Sri V.Venkateswarlu, filed O.A.No.6749/2008, for giving notional appointment. The Hon'ble Tribunal in its order dt.21.3.2011 dismissed the said O.A. on the ground that the G.O., under which he was promoted i.e. G.O.Ms.No.395 is set aside and hence he is not entitled for any notional seniority.

Hence, the objection of Sri B.Ravindranadh Tagore is rejected.

EXECUTIVE OFFICERS GR-III

A. S.Narsim Babu, Sri R.Suryanarayana, Sri A.Naga Prasad & Sri D.Gopal Rao :-

Their objections for correcting their date of entry into the service, date of birth, departmental test passed by them have been rectified after verifying the same.

B. Sri I.Sambalah & Sri S.Naveen Kumar :- Both these individuals have made an objection on the provisional seniority list of Executive Officer Gr-III recruited through APPSC. They are requesting to fix the seniority basing on the merit.

The APPSC has furnished the unit list of candidates selected through APPSC for the post of Executive Officer Gr-III. Accordingly there seniority in the cadre of Executive Officer Gr-III has been fixed as per the said list furnished by APPSC only.

Contd.....23

Hence, their objection is rejected.

In view of the above, provisionally, it is directed that the said order in working in force till 1998 issued in the reference. The effect is hereby and the said order is hereby resolved from the Executive Office and communicated herewith to all the concerned through Deputy Commissioner's Endowments Department, Bhubaneswar.

The final order is also uploaded on the official website of Endowments Department of Odisha at www.odishaweb.com for easy access of the public.

The Deputy Commissioner Endowments Department, Bhubaneswar is further requested to inform the concerned officers of the said Department and to instruct their concerned staff to assist the concerned officers to do so.

This should be taken on TOP-PRIORITY basis.

(BY ORDER OF THE COMMISSIONER)

SGP-M. K. MISHRA
Deputy Commissioner (G)

Report

[Handwritten signature]
SUPERINTENDENT

To

1. The Deputy Commissioner Endowments Department, Bhubaneswar.
2. Copy to the Assistant Commissioner Endowments Department, Bhubaneswar.
3. Copy to the Assistant Commissioner Endowments Department, Cuttack.
4. Copy to the Assistant Commissioner Endowments Department, Bargarh.
5. Copy to the System Administrator (Head Office) with a request to upload the final order on the official website of Endowments Department.
6. Encl-1.

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Hence, their objection is rejected.

In view of the above, provisional security list of Executive Officers G-1 till 31.03.2014 issued in the reference is hereby confirmed and the objection raised from the Executive Officers and communicated herewith to all the relevant through Deputy Commissioner Endowments Department.

The final security list is also uploaded on the official website of Endowments Department at www.endowments.com for the reference of all concerned.

The Deputy Commissioner Endowments Department, Mumbai is further requested to furnish the security list on the above mentioned office and also instruct their concerned District Assistant Commissioners to do so.

This should be taken on TOP - PRIORITY basis.

(BY ORDER OF THE COMMISSIONER)

SD/- M. K. KISHOR RAO
DEPUTY COMMISSIONER (G)

RECEIVED

[Signature]
SUPERINTENDENT

To

1. The Deputy Commissioner Endowments Department, Mumbai.
2. Copy to the District Commissioner Endowments Department, Mumbai.
3. Copy to the District Commissioner Endowments Department, Nellore.
4. Copy to the District Commissioner Endowments Department, Ongole.
5. Copy to the System Administrator (Head Office) with a request to upload the final security list on the official website of Endowments Department.
6. Encl-1.

FINAL SENIORITY LIST OF GRADE - I EXECUTIVE OFFICERS IN GUNTUR ZONE 01.09.2006 TO 31.08.2007

Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
1	2	3	4	5	6	7	8	9	10
1	K.Pandu Ranga Reddy	01.07.1949	Kurnool	PUC	12.01.70	21-May-90	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	16.05.85 16.05.85 22.06.86	Retired on 30.06.07
2	K.Siva Rao	05.01.1949	Guntur	Metric	24.01.70	21-May-90	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	16.05.85 16.05.85 22.06.86	Retired on 31.01.07.
3	Y.Bhushaiah	2/2/1950	Prakasam	SSLC	27-Jan-70	21-May-90	Act. Rules A/c. Test for S.O's P-I A/c. Test for E.O's P-I	26-11-81 26-11-81 22-06-86 Dec-89	Promoted as A.C. on 01.09.06
4	N.Saibaba	10.02.1949	Guntur	Metric	02.02.70	21-May-90	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I 4. A/c. Test for Eos 5. Indian Evidence Act	15.11.79 15.11.79 15.12.85 21.05.90 09.06.87	Retired on 28.02.07
5	P.Siva Sankara Rao	09.06.1951	Guntur	SSLC	27.01.1970	2-Jul-90	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	16.11.78 07.06.87	Promoted as A.C. on 01.09.06.
6	P.Nageswara Rao	01.10.1948	Prakasam	SSLC	10.01.70	31.12.03	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	11/80 11/80 5/88	Retired as E.O.Gr-I on 30.09.08
7	R.Pole Raju	1/6/1951	Prakasam	Metric	21-01-70	31.12.03	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	4/12/1987 04-12-87 15-05-08	Retired as E.O.Gr-I on 30.06.09
8	B.Babu Rao	01.01.1950	Guntur	SSLC	31.01.70	31.12.03	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I 4. A/c. Test for Eos	26.06.86 19.12.85 10.12.89 6/90	Promoted as A.C. on 01.09.07.
9	M.Balaram Naik	08.04.1949	Guntur	SSLC	27.01.70	31.12.03	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	17.11.88 17.11.88 21.05.89	Retired as E.O.Gr-I on 30.04.07
10	K.Koteswara Rao	05.07.1949	Guntur	SSLC	24.01.70	31.12.03	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	16.05.85 16.11.78 13.11.88	Retired as E.O.Gr-I on 31.07.07
11	R.Nageswara Rao	20.06.1952	Nellore	SSLC	01.04.74	31.12.03 Notional	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	6/81 6/81 11/82	Promoted as A.C. on 01.09.07.

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No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
12	G. Subba Rao	12.08.1952	Guntur	PUC	01.08.73	31.12.03 Notional	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/86 12/85 6/78	Promoted as A.C. on 01.09.07.
13	Bh. Veera Reddy	4/8/1949	Guntur	SSLC	30-01-70	10.11.04	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	16-11-78 16-11-78 15-05-08	Retired as E.O.Gr-I on 31.08.07
14	Ch. Jagannadha Reddy	5/2/1949	Prakasam	Metric	28-04-70	02.04.05	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	16-05-85 16-05-85 15-05-88	Retired as E.O.Gr-I on 20.02.07
15	K. Mohan Rao	01.08.1950	Prakasam	SSLC	16.05.70	02.04.05	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I 4. A/c. Test for Eos	04.12.87 04.12.87 13.11.88, 12/89	Retired as E.O.Gr-I on 31.05.08.
16	G.V. Subbaiah	1/8/1951	Prakasam	SSLC	21-12-71	02.04.05	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	4/12/1987 04-12-87 07-06-87	Retired as E.O.Gr-I on 30.07.09
17	B. Silaramanjaneyulu	09.06.1950	Prakasam	SSLC	04.03.70	18.03.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	16.05.85 19.12.85 10.12.89	Retired as E.O.Gr-I on 30.06.08
18	B. Maheswara Reddy	28.12.1965	Guntur	Metric	19.12.87	18.3.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/89 11/89 17.06.90	Promoted as A.C. on 08.08.08
19	K. Panchala Reddy	01.01.1953	Nellore	SSLC	26.05.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/82 11/81 12/90	Retired as E.O.Gr-I on 31.12.10
20	N. Yanadi Setty	04.02.1955	Nellore	Inter.	26.5.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/85 5/85 5/85	Promoted as A.C. on 24.01.09
21	V. Ravindra Reddy	01.07.1960	Nellore	SSLC	26.5.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	12/85 6/91 12/91	Promoted as A.C. on 24.01.09
22	A. Nammaiah	01.07.1956	Guntur	Metric	04.03.75	30.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/87 11/84 1/84	Expired as E.O.Gr-I on 13.10.10
23	Ch. Sivaprasada Rao	04.01.1951	Kadapa	Metric	01.12.80	30.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/86 12/85 12/85	Retired as E.O.Gr-I on 31.01.09

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Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
24	P Rama Rao	15.08.1950	Prakasam	Metric	20.06.90	07.12.06	1. Act 2. Rules 3. A/c Test for Sos 4. A/c. Test for EO	5/85, 12/87, 11/88	Retired as E.O Gr-I on 30.08.08
25	P. Nageswara Rao	07.02.1958	Nellore	M.A.	Temple Supdt on 01.09.94	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	10/92 09/93 07/93	
26	S.Srirama Murthy	01.07.1962	Nellore	B.A.	Temple Supdt. on 03.08.96	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	08/96 01/88 07/93	
27	M.Sambasiya Rao	01.06.1950	Guntur	SSLC	Temple Supdt on 19.05.01	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I		Retired as E.O.Gr-I on 31.05.08.
28	Y. Radha Krishna	01.07.1958	Guntur	B.A.	Temple Supdt on 19.05.01	08.12.06	1. Act 2. Rules 3. A/c. Test for Sos 4. A/c. Test for EO	11/88 11/88 12/90 12/91	
29	M.Akji Reddy	15.12.1949	Guntur	PUC	16.05.70	04.05.07	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	04.12.87 20.05.88 10.12.89	Retired as E.O.Gr-I on 31.12.07
30	R.V.Brahmaiah	4/5/1951	Prakasam	SSLC	20-03-90	04.05.07	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	29-11-84 16-05-85 15-05-88	Retired as E.O.Gr-I on 31.05.09
31	B. Ramana Murthy	04.06.1952	Prakasam	B.Com	20.6.90	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	02/80 02/80 6/87	Retired as E.O.Gr-I on 30.06.10
32	P. Chandrasekhara Rao	31.08.1952	Prakasam	PUC	20.6.90	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/84 11/84 12/89	Retired as E.O.Gr-I on 31.08.10
33	VVV Sastry	01.02.1954	Guntur	B.Com	29.06.90	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/88 05/88 12/90	

Sd/- M. RAMA KRISHNA RAO,
Deputy Commissioner (G).

//f.b.o.//

Superintendent

FINAL SENIORITY LIST OF GRADE - I EXECUTIVE OFFICERS IN GUNTUR ZONE 01.09.2007 TO 31.08.2008

Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
1	2	3	4	5	6	7	8	9	10
1	R Pole Raju	1/6/1951	Prakasam	Metric	21-01-70	31.12.03	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	4/12/1987 04-12-87 15.05-88	Retired as E.O.Gr-I on 31.05.09
2	B.Babu Rao	01.01.1950	Guntur	SSLC	31.01.70.	31.12.03	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I 4. A/c. Test for Eos	26.06.86 19.12.85 10.12.89, 6/90	Promoted as A.C. on 01.09.07.
3	R.Nageswara Rao	20.08.1952	Nellore	SSLC	01.04.74	31.12.03 Notional	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	0/81 6/81 11/82	Promoted as A.C. on 01.09.07.
4	G.Subba Rao	12.08.1952	Guntur	PUC	01.08.73	31.12.03 Notional	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/86 12/85 6/78	Promoted as A.C. on 01.09.07.
5	K.Mohan Rao	01.06.1950	Prakasam	SSLC	16.05.70	02.04.05	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I 4. A/c. Test for Eos	04.12.87 04.12.87 13.11.88, 12/89	Retired as E.O.Gr-I on 31.05.08
6	G.V.Subbalah	1/8/1951	Prakasam	SSLC	21-12-71	02.04.05	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	4/12/1987 04.12-87 07-06-87	Retired as E.O.Gr-I on 30.07.09
7	B.Sitaramanjanyulu	08.05.1950	Prakasam	SSLC	04.03.70	18.03.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	16.05.85 19.12.85 10.12.89	Retired as E.O.Gr-I on 30.06.08
8	B.Maheswara Reddy	28.12.1965	Guntur	Metric	19.12.87	18.3.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/89 11/89 17.06.90	Promoted as A.C. on 08.08.08
9	K.Penchala Reddy	01.01.1953	Nellore	SSLC	26.05.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/82 11/81 12/90	Retired as E.O.Gr-I on 31.12.10
10	N.Yanadi Setty	04.02.1955	Nellore	Inter	26.5.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/85 5/85 5/85	Promoted as A.C. on 24.01.09
11	V.Ravindra Reddy	01.07.1960	Nellore	SSLC	26.5.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	12/85 6/91 12/91	Promoted as A.C. on 24.01.09
12	A.Nammaiah	01.07.1956	Guntur	Metric	04.03.75	30.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/87 11/84 1/84	Expired as E.O.Gr-I on 13.10.10

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Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
13	Ch.Sivaprasada Rao	04.01.1951	Kadapa	Metric	01.12.80	30.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/86 12/85 12/91	Retired as E.O.Gr-I on 31.01.09
14	P. Nageswara Rao	07.02.1958	Nellore	M.A.	Temple Supdt on 01.09.94	08.12.00	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	10/92 09/93 07/93	
15	S.Srirama Murthy	01.07.1962	Nellore	B.A.	Temple Supdt on 03.08.96	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	03/96 01/88 07/93	
16	M.Sambasiva Rao	01.05.1950	Guntur	SSLC	Temple Supdt on 19.05.01	08.12.08	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I		Retired as E.O.Gr-I on 31.05.08.
17	Y. Radha Krishna	01.07.1958	Guntur	B.A.	Temple Supdt on 19.05.01	08.12.06	1. Act 2. Rules 3. A/c. Test for Sps 4. A/c. Test for EO	11/88 11/88 12/90 12/91	
18	M.Akki Reddy	15.12.1949	Guntur	PUC	16.05.70	04.05.07	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	04.12.87 20.05.88 10.12.89	Retired as E.O.Gr-I on 31.12.07
19	R.V.Brahmaiah	4/5/1951	Prakasam	SSLC	20-06-90	04.05.07	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	29-11-84 16-05-85 15-05-88	Retired as E.O.Gr-I on 31.05.09
20	B. Ramaiah Murthy	04.06.1952	Prakasam	B.Com	20.6.90	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	02/80 02/80 6/87	Retired as E.O.Gr-I on 30.06.10
21	P. Chandrasekhara Rao	31.08.1952	Prakasam	PUC	20.6.99	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/84 11/84 12/90	Retired as F.O.Gr-I on 31.08.10
22	V.V. Sastry	01.02.1954	Guntur	B.Com	29.06.90	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/88 05/88 12/90	
23	T Subhadra	10.06.1971	Guntur	B.Sc	APPSC 01.10.07	APPSC 01.10.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	10/08 02/08 02/08	
24	M.Venkaateswara Rao	15.05.1970	Guntur	B.Pharmacy	APPSC 01.10.07	APPSC 01.10.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1		He is absconding from duty

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Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
25	V. Anupama	01.08.1981	Guntur	M.A.	APPSC 01.10.07	APPSC 01.10.07	1. Rules 2. A/c Test for S.O's Part-1 3. A/c Test for E.Os	07/10 10/08 05/00	
26	M. Durga Prasad	01.10.1957	Guntur	B.Com	Temple Supdt on 01.08.02	08.11.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/89 06/91 06/90	
27	V. Venkateswarlu	01.07.1953	Guntur	B.A.	Temple Supdt on 09.06.03	05.01.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	12/87 12/88 12/89	Retired as E.O.Gr-I on 30.08.11.
28	A. Ramakoti Reddy	06.05.1963	Guntur	B.A.	Temple Supdt on 23.06.04	05.01.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/89 05/89 12/89	
29	K. Janardhana Reddy	05.06.1969	Guntur	B.A., B.Ed	Temple Supdt on 23.03.05	22.02.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	09/96 09/96 07/97	
30	N. Srinivas Reddy	05.06.1969	Guntur	SSE & LCE	Temple Supdt on 28.03.05	03.05.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/84 05/85 05/88	

Sd/- M. RAMA KRISHNA RAO.
Deputy Commissioner (G).

//t.b.o.//

Superintendent

FINAL SENIORITY LIST OF GRADE - I. EXECUTIVE OFFICERS IN GUNTUR ZONE 01.09.2008 TO 31.08.2009

Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
1	2	3	4	5	6	7	8	9	10
1	K.Penchala Reddy	01.01.1953	Nellore	SSLC	26.05.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/82 11/81 12/90	Retired as E.O.Gr-I on 31.12.10
2	N.Yanadi Setty	04.02.1955	Nellore	Inter	26.5.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	5/85 5/85 5/85	Promoted as A.C. on 24.01.09
3	V.Ravindra Reddy	01.07.1960	Nellore	SSLC	26.5.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	12/85 6/01 12/91	Promoted as A.C. on 24.01.09
4	A.Nammaiah	01.07.1956	Guntur	Metric	04.03.75	30.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/87 11/84 1/84	Expired as E.O.Gr-I on 13.10.10
5	P. Nageswara Rao	07.02.1958	Nellore	M.A.	Temple Supdt. on 01.09.94	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	10/92 09/93 07/93	
6	S.Srirama Murthy	01.07.1962	Nellore	B.A.	Temple Supdt. on 03.08.96	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	08/96 01/08 07/93	
7	Y. Radha Krishna	01.07.1958	Guntur	B.A.	Temple Supdt. on 19.05.01	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s 4. A/c. Test for EO	11/88 11/88 12/90 12/91	
8	R.V. Brahmaiah	4/5/1951	Prakasam	SSLC	20-06-90	04.05.07	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	29-11-84 16-05-85 15-05-88	Retired as E.O.Gr-I on 31.05.09
9	E. Ramana Murthy	01.08.1952	Prakasam	B.Com	20.6.90	04.05.07	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	02/80 02/80 8/81	Retired as E.O.Gr-I on 30.06.10
10	P. Chandrasekhara Rao	31.08.1952	Prakasam	PUC	20.6.90	04.05.07	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/84 11/84 12/90	Retired as E.O.Gr-I on 31.08.10

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Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
11	V.V. Sastry	01.02.1954	Guntur	B.Com	29.06.90	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/88 05/88 12/90	
12	T. Subhadra	10.06.1971	Guntur	B.Sc	APPSC 01.10.07	APPSC 01.10.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	10/08 02/08 02/08	
13	M. Venkateswara Rao	16.06.1979	Guntur	B. Formacy	APPSC 01.10.07	APPSC 01.10.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1		He is absconding from duty
14	V. Anupama	01.08.1989	Guntur	M.A.	APPSC 01.10.07	APPSC 01.10.07	1. Rules 2. A/c Test for S.O's Part-1 3. A/c Test for F.Os.	07/10 10/08 05/09	
15	M. Durga Prasad	01.10.1957	Guntur	B.Com	Temple Supdt on 01.08.02	08.11.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/89 06/91 06/90	
16	V. Venkateswarlu	01.07.1953	Guntur	B.A.	Temple Supdt on 09.06.03	05.01.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	12/87 12/88 12/89	Retired as E.O. Gr-I on 30.08.11.
17	A. Ramakoti Reddy	08.05.1963	Guntur	B.A.	Temple Supdt on 23.06.04	05.01.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/89 05/89 12/80	
18	K. Janardhana Reddy	05.06.1969	Guntur	B.A. B.Ed	Temple Supdt on 23.03.05	22.02.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	09/96 09/95 07/97	
19	N. Srinivas Reddy	05.06.1969	Guntur	SSE & LCE	Temple Supdt. on 28.03.05	03.05.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/84 05/85 05/88	

Sd/- M. RAMA KRISHNA RAO,
Deputy Commissioner (G).

//f.b.o.//

Superintendent

FINAL SENIORITY LIST OF GRADE - I EXECUTIVE OFFICERS IN GUNTUR ZONE 01.09.2009 TO 31.08.2010

Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
1	2	3	4	5	6	7	8	9	10
1	K. Penchala Reddy	01.01.1953	Nellore	SSLC	26.05.90	14.8.05	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	11/82 11/81 12/90	Retired as E.O.Gr-I on 31.12.10
2	A. Nammaiah	01.07.1956	Guntur	Metric	04.03.75	30.8.05	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	11/87 11/84 1/84	Expired as E.O.Gr-I on 13.10.10
3	P. Nageswara Rao	07.02.1958	Nellore	M.A.	Temple Supdt. on 01.09.94.	08.12.06	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	10/92 09/93 07/93	
4	S. Srirama Murthy	01.07.1962	Nellore	B.A.	Temple Supdt. on 03.08.96.	08.12.06	1. Act. 2. Rules 3. A/c. Test for S.O.s Part-I	08/06 01/88 07/93	
5	Y. Radha Krishna	01.07.1958	Guntur	B.A.	Temple Supdt. on 10.05.01	08.12.06	1. Act. 2. Rules 3. A/c. Test for S.O.s 4. A/c. Test for EO	11/88 11/88 12/90 12/91	
6	B. Ramana Murthy	04.06.1952	Prakasam	B.Com	20.6.90	04.05.07	1. Act. 2. Rules 3. A/c. Test for S.O's Part-1	02/80 02/80 6/87	Retired as E.O.Gr-I on 30.06.10
7	P. Chandrasekhara Rao	31.08.1952	Prakasam	PUC	20.6.90	04.05.07	1. Act. 2. Rules 3. A/c. Test for S.O's Part-1	11/84 11/84 12/89	Retired as E.O.Gr-I on 31.06.10
8	V.V. Sastry	01.02.1954	Guntur	B.Com	29.06.90	04.05.07	1. Act. 2. Rules 3. A/c. Test for S.O's Part-1	05/88 05/88 12/90	
9	T. Subhadra	10.06.1971	Guntur	B.Sc.	APPSC 01.10.07	APPSC 01.10.07	1. Act. 2. Rules 3. A/c. Test for S.O's Part-1	10/08 02/08 02/08	
10	M. Venkateswara Rao	16.06.1979	Guntur	B. Pharmacy	APPSC 01.10.07	APPSC 01.10.07	1. Act. 2. Rules 3. A/c. Test for S.O's Part-1		He is absconding from duty
11	V. Anupama	01.08.1969	Guntur	M.A.	APPSC 01.10.07	APPSC 01.10.07	1. Rules 2. A/c. Test for S.O's Part-1 3. A/c. Test for E.Os.	07/10 10/08 05/09	

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Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
12	M. Durga Prasad	01.10.1957	Guntur	B.Com	Temple Supdt on 01.08.02	08.11.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/89 06/91 06/90	
13	V.Venkateswarlu	01.07.1953	Guntur	B.A.	Temple Supdt on 09.08.03	05.01.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	12/87 12/88 12/89	Retired as E.O.Gr-I on 30.08.11
14	A.Ramakoti Reddy	06.05.1963	Guntur	B.A.	Temple Supdt on 23.06.04	05.01.06	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/89 05/89 12/89	
15	K.Janardhana Reddy	05.06.1969	Guntur	B.A., B.Ed	Temple Supdt on 23.03.05	22.02.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	09/96 09/96 07/97	
16	N. Srinivas Reddy	05.06.1969	Guntur	SSE & LCE	Temple Supdt on 28.03.05	03.05.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/84 05/85 05/88	
17	M. Priyanka	04.05.1987	Guntur	B.Sc	APPSC 10.11.09	APPSC 19.11.09	1. Act 2. Rules 3. A/c Test for S.O's Part-1		
18	D.Venkateswarlu	01.07.1964	Guntur	SSC	Temple Supdt. 09.03.06	19.11.00	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/93 11/88 11/97	

Sd/- M. RAMA KRISHNA RAO,
Deputy Commissioner (G).

//f.b.o.//

Superintendent

FINAL SENIORITY LIST OF GRADE - I EXECUTIVE OFFICERS IN GUNTUR ZONE 01.09.2010 TO 31.08.2011

Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
1	2	3	4	5	6	7	8	9	10
1	K.Penchala Reddy	01.01.1953	Nellore	SSLC	26.05.90	14.8.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/82 11/81 12/90	Retired as E.O.Gr-I on 31.12.10
2	A.Nammaiah	01.07.1956	Guntur	Metric	04.03.75	30.0.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	11/87 11/04 1/04	Expired as E.O.Gr-I on 13.10.10
3	P. Nageswara Rao	07.02.1958	Nellore	M.A	Temple Supdt on 01.09.94	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	10/92 09/93 07/93	
4	S.Srirama Murthy	01.07.1962	Nellore	B.A.	Temple Supdt. on 03.08.96	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I	08/06 01/88 07/93	
5	Y. Radha Krishna	01.07.1958	Guntur	B.A.	Temple Supdt on 19.05.01	08.12.06	1. Act 2. Rules 3. A/c. Test for Sos 4. A/c. Test for EO	11/88 11/88 12/90 12/91	
6	V.V. Sastry	01.02.1954	Guntur	B.Com	29.06.90	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/88 05/88 12/90	
7	T.Subhadra	10.08.1971	Guntur	B.Sc	APPSC 01.10.07	APPSC 01.10.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	10/08 02/08 02/08	
8	M.Venkateswara Rao	16.06.1979	Guntur	B.Formacy	APPSC 01.10.07	APPSC 01.10.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1		He is absconding from duty
9	V. Anupama	01.08.1989	Guntur	M.A	APPSC 01.10.07	APPSC 01.10.07	1. Rules 2. A/c Test for S.O's Part-1 3. A/c Test for E.Os.	07/10 10/08 05/09	
10	M. Durga Prasad	01.10.1957	Guntur	B.Com	Temple Supdt on 01.08.02	08.11.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/89 06/91 00/90	
11	V.Venkateswarlu	01.07.1953	Guntur	B.A.	Temple Supdt on 09.06.03	08.01.09	1. Act 2. Rules 3. A/c Test for S.O's Part-1	12/87 12/88 12/89	Retired as E.O.Gr-I on 30.08.11

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Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
12	A.Ramakoti Reddy	06.05.1963	Guntur	B.A.	Temple Supdt on 23.06.04	05.01.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/89 05/89 12/89	
13	K.Janardhana Reddy	05.06.1969	Guntur	B.A., B.Ed	Temple Supdt on 23.03.05	22.02.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	09/86 09/86 07/87	
14	N. Srinivas Reddy	05.06.1969	Guntur	SSE & LCE	Temple Supdt. on 28.03.05	03.05.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/84 05/85 05/88	
15	M. Priyanka	04.05.1987	Guntur	B.Sc	APPSC 19.11.09	APPSC 19.11.09	1. Act 2. Rules 3. A/c Test for S.O's Part-1		
16	D.Venkateswarlu	01.07.1964	Guntur	SSC	Temple Supdt. 09.03.06	19.11.09	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/93 11/88 11/97	

Sd/- M. RAMA KRISHNA RAO.
Deputy Commissioner (G).

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Superintendent

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FINAL SENIORITY LIST OF GRADE - I EXECUTIVE OFFICERS IN GUNTUR ZONE 01.09.2011.

Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
1	2	3	4	5	6	7	8	9	10
1	P. Nageswara Rao	07.02.1958	Nellore	M.A.	Temple Supdt on 01.09.94	08.12.06	1. Act, 2. Rules 3. A/c. Test for S.O.s Part-I 4. E.Os 5. I.E	10/92 09/93 07/93 06/93 05/01	
2	S.Srirama Murthy	01.07.1962	Nellore	B.A.	Temple Supdt. on 03.08.96	08.12.06	1. Act 2. Rules 3. A/c. Test for S.O.s Part-I 4. E.Os 5. A/c test for S.O-II 6. I.E (WB)	08/96 01/88 07/93 01/06 01/06 01/06	
3	Y. Radha Krishna	01.07.1958	Guntur	B.A.	Temple Supdt on 19.05.01	08.12.06	1. Act 2. Rules 3. A/c. Test for S.Os 4. A/c. Test for EO	11/88 11/88 12/90 12/91	
4	V.V. Sasir	01.02.1954	Guntur	B.Com	29.06.90	04.05.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. E.Os	05/88 05/88 12/90 12/91	Retired as E.O Gr-I on 29.2.2012
5	T.Subhadra	10.06.1971	Guntur	B.Sc	APPSC 01.10.07	APPSC 01.10.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. E.Os 5. I.E Act (WB) 6. Civil Judicial test-II	10/08 02/08 02/08 10/08 10/08	
6	M.Venkateswara Rao	16.06.1979	Guntur	B.Pharmacy	APPSC 01.10.07	APPSC 01.10.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1		He is absconding from duty
7	V. Anupama	01.08.1989	Guntur	M.A.	APPSC 01.10.07	APPSC 01.10.07	1. Rules 2. A/c Test for S.O's Part-1 3. A/c Test for E.Os 4. Indian Evidence	07/10 10/08 05/09 05/10	

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Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
8	M. Durga Prasad	01.10.1957	Guntur	B.Com	Temple Supdt on 01.08.02	08.11.07	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. Indian Evidence 5. A/c test for E.Os	05/89 06/91 08/90 02/93 06/90	
9	A.Ramakoti Reddy	06.05.1963	Guntur	B.A.	Temple Supdt on 23.06.04	05.01.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. E.Os 5. Indian Evidence Act 6. Civil Judicial test-II, Paper I & II	05/89 05/89 12/89 10/08	
10	K.Janardhana Reddy	05.06.1969	Guntur	B.A., B.Ed	Temple Supdt on 23.03.05	22.02.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. A/c test for S.O-II 5. Indian Evidence 6. Civil Judicial test-II, Paper I & II	09/96 09/96 07/97 03/08 02/11 12/10	
11	N. Srinivas Reddy	05.05.1969	Guntur	SSE & LCE	Temple Supdt. on 28.03.05	03.05.08	1. Act 2. Rules 3. A/c Test for S.O's Part-1	11/84 05/85 09/03	
12	M. Priyanka	04.05.1987	Guntur	B.Sc	APPSC 19.11.09	APPSC 19.11.09	1. Act 2. Rules 3. A/c Test for S.O's Part-1		
13	D.Venkateswarlu	01.07.1964	Guntur	SSC	Temple Supdt. 09.03.06	19.11.09	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. I.E Act (WB) 5. A/c Test for E.O's	11/93 11/88 11/97 12/10 12/11	
14	D.Chandrasekhara Rao	15.06.71	Prakasam	B.A	Department Sr.Asst. 8.6.04	13.10.11	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. Civil Judicial Test-II, Paper I & II (WB, WOB) 5. A/c Test for E.O's 6. I.E Act	01/99 01/99 05/03 09/06 09/06 02/08	

Sl. No.	Name of the Employee	Date of Birth	Native Place	Education Qualification	Date of Appointment	Date of entry into present cadre	Name of the Test	Year of passing	Remarks
15	K. Prasad Babu	05.07.61	Prakasam	B.A.	Department Sr. Asst. 25.4.06	13.10.11	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. A/c test for E.Os 5. I.E Act 6. Civil Judicial Test (WB, WOB)	05/05 05/04 01/06 08/05 01/06 10/08	
16	M. Panakala Rao	01.07.67	Guntur	B.A.	temple Sr. Asst. 23.05.05	13.10.11	1. Act 2. Rules 3. A/c Test for S.O's Part-1	05/01 11/2000 05/04	
17	P. Srinivasula Reddy	01.07.72	Nellore	B.A.	Dept. Sr. Asst. 05.02.04	13.10.11	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. I.E Act (WB) 5. Civil Judicial Test-I (WOB) 6. A/c Test for E.O's	12/94 12/97 07/98 02/08 08/07 01/06	
18	K. Mohan Rao	10.07.57	Guntur	B.A.	temple Sr. Asst. 14.7.89	13.10.11	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. A/c test for E.Os	12/85 12/85 11/88 12/89	
19	V.R. Mohan Reddy	15.00.50	Guntur	B.Com	temple Sr. Asst. 18.6.90	13.10.11	1. Act 2. Rules 3. A/c Test for S.O's Part-1 4. Civil Judicial Test-II, Paper I & II (WB, WOB) 5. A/c Test for E.O's 6. I.E Act	12/87 12/87 11/88 09/92 05/90 12/89	

Sd/- M. RAMA KRISHNA RAO,
Deputy Commissioner (G).

//f.b.o.//

Superintendent

**MEMORANDUM OF WRIT PETITION MISCELLANEOUS PETITION
(UNDER SECTION 151 OF CIVIL PROCEDURE CODE 1908)**

**IN THE HIGH COURT OF JUDICATURE :: ANDHRA PRADESH
AT AMARVATHI**

IA.NO.

OF 2025

In

WP.No.

of 2025

BETWEEN:

1. M.Thimma Naidu,
S/o. M.Sriramulu, Aged 45 years,
Occ: Assistant Commissioner & Executive Officer,
Sriprasanna Anjaneya Swamy Temple, Singarakonda,
Addanki, Bapatla District, A.P.
2. V.Anupama, W/o. M.V.S.Varma,
Aged about 43 years,
Occ: Assistant Commissioner & Executive Officer,
Sri Venkateswara Swamy Temple,
Vaikuntapuram, Tenali, Guntur District.

.....Petitioners.

And

1. The State of Andhra Pradesh,
Rep. by its Principal Secretary(Revenue Endowments),
Secretariat buildings, Velagapudi,
Amaravathi, Guntur- 522237.
2. The Commissioner of Endowments,
Endowments Department,
Gollapudi, Vijayawada, NTR District.
3. Sri. P.Srinivasulu Reddy,
S/o. P.C.Pulla Reddy, Aged about years,
Occ: District Endowment Officer,
Ongole, Prakasam District.

....Respondents

For the reasons stated in the writ affidavit, it is therefore prayed that this Hon'ble Court may be pleased to suspend the operation of impugned proceedings of 2nd Respondent vide memo in Rc. No E1/8483306/2024, dated 05.02.2024, pending disposal of the above writ petition, and pass such other orders or orders, as it deemfit and proper, in the interest of justice.

Amaravathi.

Date: 31.01.2025


Counsel for the petitioners

9P

BAPATLA DISTRICT
HIGH COURT OF ANDHRA
PRADESH
AT AMARAVATHI

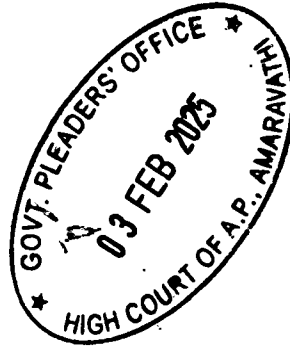
IA.NO. 12025

IN

WP.NO. 12025

Sen II
Enatt

SUSPENSION PETITION



Filed by

N.BHARAT BABU (8985)

Dr.Raghava Yathiraju

Smt.P.Sai Bharathi

Ms.E.Somasree

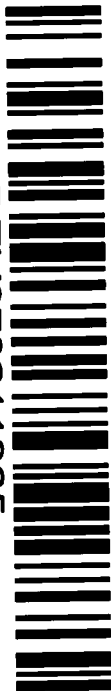
ADVOCATES

COUNSEL FOR THE PETITIONER

EMAIL: pgnoffice2020@gmail.com

Phone: 9849182766 (for Service)

Acknowledgement No.:



REV070211965

Monday, Feb 03, 2025 11:19:28 AM

APOLCMS