

IN THE HIGH COURT OF JUDICATURE,
ANDHRA PRADESH AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF APRIL,
TWO THOUSAND NINE

PRESENT:
THE HON'BLE MR. JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.17807 of 2006

Between:

Vudi Rama Rao

..... Petitioner

AND

Mandal Parishad Development Officer,
Atchutapuram Mandalam Parishad,
Vishakapatnam District & others.

.....Respondents

Counsel for the petitioner : Sri T. Raja Sekhra Rao

This Court made the following:

THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.17807 of 2006

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ORDER:-

At the interlocutory stage, the writ petition is taken up for hearing and disposal with the consent of the learned counsel for the parties.

In this writ petition, the petitioner felt aggrieved by the inaction of the respondents in settling his pensionary benefits. The petitioner retired as a Village Secretary on 31.12.2004. According to him, the respondents are not showing any interest in settling his pensionary benefits despite legal notice dated 10.03.2006 caused to be issued by him.

In the counter-affidavit filed by the Mandal Parishad Development Officer, respondent No.1, it is *inter alia* stated that though the petitioner retired on 31.12.2004, he did not submit the relevant papers for sanctioning pensionary benefits till 08.04.2006. On 10.04.2006, the claim proposals were forwarded to respondent No.4 for necessary action and respondent No.4 in turn called for a report vide memo dated 06.12.2006 regarding "No Dues Certificate". On 01.02.2007, the said certificate was forwarded. Thereafter, respondent No.6 submitted pension proposals to the Accountant General of Andhra Pradesh vide his proceedings Rc.No.5185/2006/A4 dated 16.03.2007 and that the matter is under consideration by the Accountant General.

From the contents of the counter-affidavit referred to above, it is evident that the pension proposals were sent to the Accountant General as far back as 16.03.2007. However, the counsel for the parties have not apprised this Court of the present position.

Under these circumstances, the writ petition is disposed of with the direction to respondent No.1 to pursue with the Accountant General regarding sanction of pensionary benefits to the petitioner and ensure that the pension is sanctioned to the petitioner as early as possible, if the same is not already sanctioned.

Subject to the above direction, the writ petition is disposed of.

As a sequel to disposal of the writ petition, WPMP.No.22337 of 2009 filed by the petitioner for interim relief is disposed of as infructuous.

C.V. NAGARJUNA REDDY, J

Date: 30.04.2009
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