

**IN THE HIGH COURT OF JUDICATURE, ANDHRA
PRADESH AT HYDERABAD**

**PRESENT
THE HON'BLE SRI JUSTICE K.C.BHANU**

W.P.No.13568 of 2011

Date:30.04.2011

Between:-

C. Venkataiah.

.. Petitioner

And

The Divisional Manager, APSRTC,
Secunderabad Division, RBS, Secunderabad,
Hyderabad,
and another.

.. Respondents

ORDER:-

The petitioner was appointed on contract basis, as a Driver in the APSRTC. After some time, he was terminated from service on the ground of absenteeism. No enquiry was conducted before the order of removal was passed. Subsequently, he came to be re-engaged on the basis of the orders passed by the appellate authority. The limited grievance of the petitioner is that while issuing orders of re-engagement, the respondents did not extend the benefit of continuity of service.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

Identical issue was dealt with by this Court in W.P. No. 8090 of 2010. Through order, dated 12.04.2010, this Court held that the contractual employees, who are re-engaged on the orders of removal being set aside, are entitled to the benefit of past service.

Following the same, the Writ Petition is allowed and it is also directed that the petitioner shall be entitled to the benefit of continuity of service between the date of termination and the date of re-engagement, only for purposes of regularization. However, the petitioner shall not be entitled to any monetary or any other benefits in pursuance of this order. No costs.

JUSTICE K.C.BHANU

30th April, 2011
v v