



GOVERNMENT OF ANDHRA PRADESH
ABSTRACT



School Education Department — The Andhra Pradesh Direct Recruitment of Teachers (Scheme of Selection) – Rules 2008 – Permission to complete Recruitment process for Secondary Grade Teachers – Orders – Issued.

SCHOOL EDUCATION (PE. SER.II) DEPARTMENT

G.O.Ms.No. 62

Dated: 29-10-2010

Read the following:-

- 1) G.O.Ms.No.159, Education (Ser.VI) Department, Dt.05-12-2008.
- 2) G.O.Ms.No.161, Education (Ser.VI) Department, Dt.06-12-2008.
- 3) Notification of Recruitment of Teachers-2008 issued by the DSE, A.P., Hyd., Dt.06-12-2008.
- 4) G.O.Ms.No.28, Education (Ser.VI) Department dated 29-01-2009.
- 5) Errata, dated.09-02-2009 published in all leading news papers in continuation to DSC-2008 Notification 5th read above.
- 6) Orders Dt.20-07-2009 issued in S.L.P.(Civil) No.8874/2007 & Batch of Supreme Court of India.
- 7) Hon'ble APAT orders dated 31-08-2009, in O.A.No.9172/2009 & Batch.
- 8) Hon'ble High Court interim orders dated 09-09-2009, in W.P.No.18683/2009 & Batch.
- 9) Interim Orders of Supreme Court of India in SLP.24396 of 2009 dt. 18-09-2009.
- 10) G.O.Ms.No.112 SE (Genl.II) Dept., dated.06-10-2009.
- 11) G.O.Ms.No.27, School Education (PE.Ser.II) Department, dt: 21-06-10.
- 12) Hon'ble APAT interim orders dated 28-06-2010, in O.A.No.4035/2010 & Batch.
- 13) Government Memo.No.11814/PE.Ser.II/2010, dated 28-06-2010.
- 14) Hon'ble High Court orders dated 05-07-2010 in WP.NO.15522/2010.
- 15) Interim Orders of Supreme Court of India in I.A.No.2/2010 in SLP.24396 of 2009 dt. 04-10-2010.

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ORDER:-

Government have accorded permission to the Commissioner and Director of School Education, A.P., Hyderabad to notify the vacancies and calling for applications in the conduct of examinations in the references 1st read above. In pursuance to the orders, rules have been framed in the reference 2nd read above. The Commissioner and Director of School Education have issued notification in the reference 3rd read above.

2. The Secondary Grade Teachers posts have not been filled up due to various court cases pending in Supreme Court of India/High Court of Andhra Pradesh/ Andhra Pradesh Administrative Tribunal in the references read above.

3. The Government permitted the Commissioner and Director of School Education to complete the Recruitment process to appoint eligible candidates for Secondary Grade Teacher (SGT) posts strictly in accordance with the notification vide G.O.Ms.No.27, dated 21-06-2010 issued in the reference 3rd read above.

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4. Aggrieved by the orders issued in G.O.Ms.No.27, dated 21-06-2010 the D.ED and certain other candidates challenged the said Government order in Hon'ble APAT. And Hon'ble Andhra Pradesh Administrative Tribunal vide its interim orders dated 28-06-2010, in O.A.No.4035/2010 & Batch have directed.

"To follow Rule 7 of G.O.Ms.No.28 Education (Services-VI) Department dated 29-01-2009 and apply 30% reservation to D.Ed candidates in the present counseling of DSC-2008 for selection to the post of Secondary Grade Teachers. The respondents No. 1 and 2 are further directed to issue necessary instructions to all the concerned officials for implementation of Rule 7 of G.O.Ms.No.28 Education (Services-VI) Department dated 29-01-2009 for providing 30 % reservation to the D.Ed candidates in the present counseling of DSC-2008 for selection to the posts of Secondary Grade Teachers."

5. Basing on the above orders issued by the Hon'ble Andhra Pradesh Administrative Tribunal, the Government have postponed the counseling schedule of DSC-2008 untill further orders.

6. The Hon'ble High Court vide orders dated 05-07-2010 issued in the reference 14th read above that the common order of the tribunal dated 28-06-2010 is impeccable and warrants no interference.

7. On appeal against the above orders of the High Court dated: 05.07.2010 the Hon'ble Supreme Court of India vide reference 15th cited, has continued the interim orders passed in Special Leave to Appeal (Civil) No(s).24396/2009 against the order dated 09/09/2009 in WP No. 18683/2009 & WPMP No. 24441/2009 of the High Court Of A.P at Hyderabad

8. In the circumstances stated above and in **supercession** of the orders issued in G.O.Ms.No.27, School Education (PE.Ser.II) Department, Dated: 22-06-2010 Government hereby permit the Commissioner and Director of School Education to complete the Recruitment Process to appoint eligible candidates for Secondary Grade Teacher (SGT) posts **strictly in accordance with the notification issued in the reference 3rd read above and following the orders issued in G.O.Ms.NO.161, Education (Ser.VI) Department, Dated: 06.12.2008 as amended in G.O. Ms. No. 28, Education (Ser.VI) Department, dated 29-01-2009 subject to outcome of cases pending before various Courts.**

9. And such candidates shall be initially appointed as apprentice Teachers purely on adhoc basis, subject to the final orders of the Supreme Court of India in CA.No.7479-7485 of 2009 and other cases pending before it and various court cases pending in Hon'ble High Court/Hon'ble Andhra Pradesh Administrative Tribunal and batch and also to ensure the following:-

- a) Roster points shall be prepared as per the posts notified in DSC-2008 strictly following the Rule of Reservation;
- b) Provisional Selections shall be made for all the posts as per the roster points;
- c) The posting orders shall be issued to the DSC-2008 selected candidates of SGTs to the extent of vacancies available; and
- d) The review on availability of SGT vacancies shall be done on quarterly basis, in each district. Such vacancies shall be filled up with the remaining provisionally selected candidates as per Merit.

