HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO: 16856 OF 2020

Between:

Deva Satyanarayana, S/o. Sayanna, Aged about 30 Years, Occ: V.R.A., R/o. Manjulapur Village, Nirmal Mandal, Nirmal District (Adilabad)

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Medical and Health Department Secretariat Buildings Hyderabad.
2. The District Collector, Nirmal, Nirmal District (Adilabad)
3. The Tahsildar, Nirmal Rural Mandal, Nirmal Nirmal 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 an appropriate writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in not paying the salary of the petitioner from May 2017 to till date is illegal, arbitrary, violation of the fundamental rights guaranteed under the constitution of India consequently direct the respondents to pay the salary to the petitioner for the above said period and other attendant service benefits.

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents to pay the salary to the petitioner from May 2017 to till date forthwith pending disposal of the main writ petition.

Counsel for the Petitioner: SRI. A. JAGAN

Counsel for the Respondents: GP FOR SERVICES – II

The Court at the stage of admission made the following: ORDER

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION No.16856 of 2020

ORDER:

This writ petition is being disposed of at the admission stage with the consent of both parties.

This writ petition is filed seeking the following relief:

> "..... to issue an appropriate writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in not paying the salary of the petitioner from May 2017 to till date is illegal, arbitrary, violation of the fundamental rights guaranteed under the constitution of India consequently direct the respondents to pay the salary to the petitioner for the above said period and other attendant service benefits .....".

Heard Mr.A.Jagan, learned counsel appearing for the petitioner and the learned Government Pleader for Services-II appearing for the respondents.

It has been contended by the petitioner that he was appointed as a Village Revenue Assistant on 09.05.2017 and ever since then he has been discharging his duties to the utmost satisfaction of his superiors and everyone concerned.

The grievance of the petitioner is that though he has been discharging his duties as Village Revenue Assistant, the respondents are not paying salaries from the date of his initial appointment. He has submitted detailed representations to the respondents on 18.01.2019 and 15.06.2020. But, so far, the respondents have not passed any orders on the said representations.

Therefore, learned counsel appearing for the petitioner contended that appropriate orders be passed in the writ petition directing the respondents to consider the said representations submitted by the petitioners and pass appropriate orders in accordance with law.

Learned Government Pleader appearing for the respondents contended that since the petitioner's representations are pending with the respondents, the respondents would consider the same and pass appropriate orders in accordance with law.

This Court, having considered the rival submissions made by the parties, is of the considered view that this writ petition can be disposed of directing the respondents to consider the representations submitted by the petitioner on 18.01.2019 and 15.06.2020 and pass appropriate orders in accordance with law within a reasonable period of time preferably within a period of eight weeks from the date of receipt of a copy of this order.

With the above observations, this writ petition is disposed of. No costs.

Pending miscellaneous petitions, if any, shall stand closed.

SD/-K.AMMAJI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary Medical and Health Department, State of Telangana Secretariat Buildings Hyderabad.
2. The District Collector, Nirmal, Nirmal District (Adilabad)
3. The Tahsildar, Nirmal Rural Mandal, Nirmal Nirmal District.
4. One CC to Sri A. Jagan, Advocate [OPUC]
5. Two CCs to GP for Services-II, High Court for the State of Telangana at Hyderabad. [OUT]
6. Two CCs to GP for Medical Health and Family Welfare, High Court for the State of Telangana at Hyderabad. [OUT]
7. Two CCs to GP for Revenue, High Court for the State of Telangana at Hyderabad. [OUT]
8. Two CD Copies

CHR

HIGH COURT

DATED:15/12/2020

ORDER

W.P.No.16856 of 2020



DISPOSING OF THE WRIT PETITION
AT THE STAGE OF ADMISSION
WITHOUT COSTS