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

THURSDAY, THE FIRST DAY OF OCTOBER
TWO THOUSAND AND TWENTY

PRESENT
THE HONOURABLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO: 17233 OF 2020

Between:

J.Babu Rao, S/o.Devaiah, Occ. Driver (Unfit), E.no.251325, Age.57, H-No-12-6-2/240, Aditya Revenue Kukatpally Hyderabad (Dist).

...PETITIONER

AND

1. Telangana State Road Transport Corporation, rep. by its Vice Chairman and Managing Director, Musheerabad, Hyderabad.
2. The Regional Manager, TSRTC, Sanga reddy Region, Sanga reddy District.
3. The Depot Manager, TSRTC, Sanga reddy Depot, Sanga reddy, Sanga reddy 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, to declare the action of the respondent authorities in not paying my pending medical retirement service benefits, even after lapse of 18 months of the petitioner retirement, inspite of petitioner repeated personal visits followed by written representation dt. 16/11/2019, as being illegal, arbitrary and unjust and consequently direct the respondents to pay pending settlement amount to the petitioner herein along with interest at the rate of 18 Percent p.a.

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 respondent authorities to consider and pass appropriate orders on the representation dt. 16/11/2019, pending disposal of the main Writ Petition.

Counsel for the Petitioner : SRI. G.RAJESH

Counsel for the Respondents : SRI N.VASUDEVA REDDY
S.C. FOR TSRTC

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION No.17233 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 to declare the action of the respondent authorities in not paying my pending medical retirement service benefits, even after lapse of 18 months of the petitioner retirement inspite of petitioner repeated personal visits followed by written representation dt.16/11/2019 as being illegal, arbitrary and unjust and consequently direct the respondents to pay pending settlement amount to the petitioner herein along with interest at the rate of 18% p.a.....".

Heard Sri G.Rajesh learned counsel appearing for the petitioner and the learned Standing Counsel appearing for the respondents.

It has been contended by the petitioner that he was working as a driver with the respondents and he had retired from service on 02.01.2018 on the ground of medical invalidation.

The grievance of the petitioner is that though he retired on 02.01.2018, the respondents are not settling his terminal benefits. In those circumstances, he has submitted a representation to the respondents on 16.11.2019. But, so far, the respondents have not passed any orders on the said representation.

Therefore, learned counsel for the petitioner submitted that appropriate orders be passed in the writ petition directing the respondents to consider the representation submitted by the

petitioner on 16.11.2019 and pass appropriate orders in accordance with law within a reasonable period of time.

Learned Standing Counsel appearing for the respondents contended that sine the petitioner's representation is pending with the respondents, the respondents would consider the same and appropriate orders would be passed in accordance with law.

This Court, having considered the rival submissions of learned counsel for the parties, is of the considered view that this writ petition can be disposed of directing the respondents to consider the representation dated 16.11.2019 submitted by the petitioner 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 directions, the writ petition is disposed of. No order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

SD/-K.AMMAJI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Vice Chairman and Managing Director, Telangana State Road Transport Corporation, Musheerabad, Hyderabad.
2. The Regional Manager, TSRTC, Sanga reddy Region, Sanga reddy District.
3. The Depot Manager, TSRTC, Sanga reddy Depot, Sanga reddy, Sanga reddy District.
4. One CC to Sri. G.Rajesh, Advocate [OPUC]
5. One CC to Sri N.Vasudeva Reddy, S.C. for TSRTC (OPUC)
6. Two CD Copies

Kj.

HIGH COURT

DATED:01/10/2020



ORDER

WP.No.17233 of 2020

DISPOSING OF THE WRIT PETITION
WITHOUT COSTS.

22/10/2020.