

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

FRIDAY, THE FOURTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO: 21978 OF 2020

Between:

K. Narayana, aged about 50 years, E 850442, Shramik, TSRTC Mancherla Depot,
Adilabad District.

...PETITIONER

AND

1. Telangana State Road Transport Corporation, Rep by its Managing Director,
Musheerabad, Hyderabad.
2. The Regional Manager, TSRTC, Adilabad Region, Adilabad, Adilabad dist
3. The Depot Manager, TSRTC, Mancherla Depot, Mancherla, Adilabad dist.

...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 writ, order or directions more in the nature of Writ of Mandamus declaring the action of the 1st and 2nd respondents in not considering the petitioners representation dated 16-9-2020 for provide any suitable light duties in place of Shramik as per the existence circulars instructions of the corporation and Law as illegal and arbitrary, and further direct the respondents to consider and pass appropriate orders on the petitioners representation dated 16-9-2020 and provide any suitable light duties at depot or bus stand in the interest of justice as per the existence circulars and law with all consequential 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 provide any light duties to the petitioner.

Counsel for the Petitioner: SRI. P. GOVINDA RAJULU

Counsel for the Respondents: SRI A. RAVI BABU, SC FOR TSRTC

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

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION No.21978 of 2020

ORDER

This Writ Petition is being disposed of at the admission stage with the consent of both the parties.

2. This Writ Petition, under Article 226 of the Constitution of India, is filed seeking to declare the action of respondent Nos.1 and 2 in not considering the petitioner's representation, dated 16.09.2020, for providing any suitable light duties in the place of Shramik, as per existence circular instructions of the Corporation and law, as illegal and arbitrary and further direct the respondents to consider the representation of the petitioner, dated 16.09.2020, with all consequential benefits.

3. Heard Sri P.Govinda Rajulu, learned counsel for the petitioner and Sri A.Ravi Babu, learned Standing Counsel appearing for the respondent-Corporation.

4. It has been contended by the petitioner that he was initially appointed as Driver and while discharging duties as such, he met with an accident and he suffered "LT WRIST MEDIAN NERVE INJURY WITH RT ACLLR WITH STIFF RT KNEE." He contended that due to the said injury, the Medical Board declared him as unfit for Driver post. He further contended that basing on the report of Medical Board, the 2nd respondent reinstated the petitioner as Shramik with the respondent-Corporation. He further contended that while discharging duties as Shramik, again he met with an accident and he suffered fracture injury to his right side shoulder and he was admitted in the hospital. He further

contended that due to the said injury, he is not in a position to discharge the duties as Shramik and therefore, he submitted a representation on 16.09.2020, requesting the respondents to provide less strenuous job. But, so far, the respondents have not passed any orders on the said representation. Therefore, learned counsel for the petitioner would contend that appropriate orders be passed in the Writ Petition directing the respondents to consider the representation of the petitioner, dated 16.09.2020, and pass appropriate orders in accordance with law.

5. On the other hand, learned Standing Counsel for the respondents had contended that since the petitioner's representation, dated 16.09.2020, is pending with the respondents, the respondents would consider the same and pass appropriate orders in accordance with law.

6. This Court, having considered the rival submissions made by learned counsel for respective parties, is of the considered view that this Writ Petition can be disposed of directing the respondents to consider the representation, dated 16.09.2020, submitted by the petitioner and pass appropriate orders in accordance with law, within a reasonable period of time, preferably within a period of two (2) months from the date of receipt of a copy of this order.

7. With these observations, the Writ Petition is disposed of. No costs.

Miscellaneous petitions, if any, pending shall stand closed.

SD/-CH.VENKATESWARULU
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

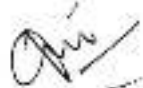
To,

1. The Managing Director, Telangana State Road Transport Corporation, Musheerabad, Hyderabad.
2. The Regional Manager, TSRTC, Adilabad Region, Adilabad, Adilabad District.

Contd

3. The Depot Manager, TSRTC, Mancheri Depot, Mancheri, Adilabad District.
4. One CC to Sri P. Govinda Rajulu Advocate [OPUC]
5. One CC to Sri A. Ravi Babu, SC FOR TSRTC [OPUC]
6. Two CD Copies

CHR

A handwritten signature in black ink, appearing to be 'P. Govinda Rajulu', written over a horizontal line.

HIGH COURT

DATED:04/12/2020



ORDER

W.P.No.21978 of 2020

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

ssv
7 copies
Dt-15/12/2020