

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

THURSDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO: 24322 OF 2020

Between:

K.Abdul Rasheed, S/o.Abdul Jaleel, Aged 32 years, Occ.CT-4240(U/S), TSPF, Central Unit, Hyderabad Presently residing at H.No.1-44, Parwathapur, Pirjadiguda, Uppal, Hyderabad, N/o.H.No.87-109-7, Class IV Employee Colony, Ganesh Nagar-II, B. Camp, Kurnool, A.P.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Home Department, Secretariat, Hyderabad.
2. The Director General, TSPF, Secunderabad, Hyderabad.
3. The Commandant-III, TSPF, Secunderabad, Hyderabad.
4. The Enquiry Officer/Assistant Commandant, TSPF, High Court, Hyderabad.
5. The Assistant Commandant, TSPF, Head Quarters, Secunderabad, Hyderabad.

...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 any Writ, order or direction more especially one in the nature of Writ of Mandamus declaring the Impugned Show Cause Notice of the 2nd Respondent in Rc.No.TSPF/A3/PR/55/2019-20, Dt.03/12/2020 served on the Petitioner on 18/12/2020 through 3rd Respondent whereby called for Final Explanation pursuant to the Enquiry Report submitted by the 4th Respondent in Rc.No.15/AC/TSPF/HC/OE-4240/2020, Dt.24/11/2020 to conclude the Oral Enquiry pending Criminal Proceedings in Cr.No.373/2019, Dt.11/10/2019 of Amberpet P.S, Hyderabad on the same Charges and Witnesses as illegal, arbitrary, un Constitutional and contrary to the Provisions of T.S Civil Services (C.C and A) Rules 1991 and consequently direct the Respondents not to proceed further with the Departmental Proceedings against the Petitioner in pursuance of the Impugned Show Cause Notice of the 2nd Respondent in Rc.No.TSPF/A3/PR/55/2019-20, Dt.03/12/2020 served on the Petitioner on 18-12-2020 through 3rd Respondent till the finalization of pending Criminal Proceedings against the Petitioner

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 grant Stay of all further proceedings pursuant to the Impugned Show Cause Notice of the 2nd Respondent in Rc.No.TSPF/A3/PR/55/2019-20, Dt.03/12/2020 served on the Petitioner on 18/12/2020 through 3rd Respondent till the finalization of pending Criminal Proceedings against the Petitioner on the same Charges and Witnesses in Cr.No.373/2019 of Amberpet P.S, Hyderabad pending disposal of the above writ petition

Counsel for the Petitioner: SRI C. HARI PREETH

Counsel for Respondents: GP FOR HOME

The Court made the following: ORDER

HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

W.P.No.24322 of 2020

ORDER

Learned counsel appearing for the petitioner seeks permission to withdraw the writ petition with liberty to the petitioner to pursue his remedies in accordance with law.

Reserving such liberty, the Writ Petition is dismissed as withdrawn. No costs.

Miscellaneous petitions, if any, pending shall stand closed.

//TRUE COPY//

SD/-CH.VENKATESWARULU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to Sri C Hari Preeth Advocate [OPUC]
2. Two CCs to GP For Home, High Court for the State of Telangana. [OUT]
3. Two CD Copies

MBC

HIGH COURT

DATED: 31/12/2020



ORDER

WP.No.24322 of 2020

DISMISSING THE WRIT PETITION AS WITHDRAWN,

WITHOUT COSTS

31/1/2021 (5)