

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

FRIDAY, THE TWENTY SECOND DAY OF JANUARY
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HON'BLE SRI JUSTICE T.AMARNATH GOUD

WRIT PETITION NO. 1334 OF 2021

Between:

Ajmeera Sunitha, D/o. A. Venkatram, Age: 31 Years, Occ: Housewife, R/o. 10-120, Santhulai Poda Thanda, Gandhampally (V), Bayyaram (M), Khammam District, Telangana.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary to Government, Health, Medical and Family Welfare Department, Secretariat Buildings, Hyderabad.
2. The Director, Medical Education, Telangana State, 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 a writ order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the 1st respondent with regard to resolving the letter dated 01.02.2018, which was reiterated vide another letter dated 28.09.2018 granting permission to release the General Nursing and Midwifery Certificates to the petitioners in pursuant to the letters addressed by the 2nd respondent to the 1st respondent as illegal arbitrary and amounts to violative of rights guaranteed under Article 14, 19(1)(g) and 21 of the Constitution of India by directing the respondents to grant permission to release the General Nursing and Midwifery certificates to the petitioners.

IA NO: 1 OF 2021

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 1st respondent to initiate further action with regard to letter dated 01.02.2018, which was reiterated vide another letter dated 28.09.2018 granting permission to release the General Nursing and Midwifery Certificates pending disposal of the above Writ petition.

Counsel for the Petitioner: M/s. B. GEETA

**Counsel for the Respondents: GP FOR MEDICAL HEALTH AND
FAMILY WELFARE**

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T.AMARNATH GOUD

Writ Petition No.1334 of 2021

ORDER:

This Writ Petition is filed by the petitioner with the prayer which reads as follows:-

"to issue a writ order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the 1st respondent with regard to resolving the letter dated 01/02/2018 which was reiterated vide another letter dated 28/09/2018 granting permission to release the General Nursing and Midwifery Certificates to the petitioner pursuant to the letters addressed by the 2nd respondent to the 1st respondent as illegal, arbitrary and amounts to violative of rights guaranteed under Article 14, 19(1)(g) and 21 of the Constitution of India by directing the respondents to grant permission to release the General Nursing and Midwifery certificates to the petitioner."

2. Heard both sides and perused the record.

3. Petitioner assert that she passed the General Nursing and Midwifery Diploma course but the certificates of pass are withheld by the 2nd respondent and in this regard, the 2nd respondent addressed a letter dated 01.02.2018 to the 1st respondent to accord permission to release the said certificates of pass to the petitioner. Though two and half years of period is elapsed, no action has been taken by the 1st respondent. The 2nd respondent also reiterated the request vide letter, dated 28.09.2018 but in vain. The said inaction of the 1st respondent in releasing the certificates of pass to the petitioner has caused great hardship to her as she is not in a position to work even in

private sector and also to apply for the recruitment notifications issued in government hospitals. Hence, this Writ Petition.

4. A perusal of the letter dated 01.02.2018 addressed to 1st respondent discloses that a permission is sought by the 2nd respondent to release the General Nursing and Midwifery certificate to such passed out students and also to issue necessary instructions to the Registrar, Telangana State Nurses and Midwives Council, Hyderabad to consider such certificates for registration.

5. In those circumstances, the writ petition is disposed of with the direction to respondent No.1 to take necessary decision with regard to release of the certificates to the petitioner subject to her fulfillment of other conditions, within a period of six weeks from the date of receipt of a copy of this order. It shall ensure that the grievance of the petitioner is redressed.

Miscellaneous petitions, if any, pending in this writ petition shall stand closed. There shall be no order as to costs.

SD/- K.ONESIM
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

- To,
1. The Principal Secretary to Government, Health, Medical and Family Welfare Department, State of Telangana, Secretariat Buildings, Hyderabad.
 2. One CC to M/s. B. Geeta, Advocate [OPUC]
 3. Two CCs to GP for Medical Health and Family Welfare, High Court for the State of Telangana at Hyderabad. [OUT]
 4. Two CD Copies.

MP



HIGH COURT

DATED:22/01/2021

ORDER

WP.No.1334 of 2021



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

⑥ VLV
4/2/21