

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

THURSDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO: 11228 OF 2019

Between:

1. Kallem Janardhan Reddy, S/o.K. Srinivasa Reddy, Aged about 31 years, Occ. Deputy Jailer, Central Prison, Cherlopalli, Hyderabad, TS
2. Nimma Mahipal Reddy, S/o.Sanjeeva Reddy, Aged about 33 years, Occ. Deputy Jailer, District Prison, Karimnagar, Karimnagar District.
3. Mamidi Tirumal Reddy, S/o.Prathap Reddy, Aged about 33 years, Occ. Deputy Jailer, District Prison, Sangareddy, Sangareddy District.
4. Banuga Sudhakar, S/o.Yadi Reddy, Aged about 33 years, Occ. Deputy Jailer, Sub-Jail, Medak, Medak District, TS.

...PETITIONERS

AND

1. The State of Telangana, rep. by Principal Secretary to Government, Home (General) Department, Secretariat, Hyderabad, TS.
2. The State of Telangana, rep. by Principal Secretary to Government, Home (Prisons) Department, Secretariat, Hyderabad, TS.
3. The State of Telangana, rep. by Principal Secretary to Government, General Administration Department, Secretariat, Hyderabad, TS.
4. The Chairman, State Level Police Recruitment Board, Lakdikapul, Hyderabad, TS.
5. The Director General of Police (HOF), State of Telangana, DGP Office, Lakdikapul, Hyderabad, TS.
6. State of Telangana, rep. by Secretary to Government, Legal Affairs, Legislative Affairs and Justice Department, Secretariat, Hyderabad, TS.

...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 particularly one in the nature of Writ of Mandamus to declare the action of the 1st respondent in Memo No. 307(P)/General/A2/2018, dated 11.10.2018 rejecting the representation of the petitioners dated 2/12.2017 without assigning any reasons though the Secretary to Government, Legal Affairs, Legislative Affairs and Justice, Government of Telangana, has made favourable recommendations vide Law U.O.No. 1140/TLSP/2018 dated 22.09.2018, as non-application of mind, motivated, arbitrary, vindictive, illegal, and violation of Articles 14, 16 and 21 of the Constitution of India and consequently set aside the Memo No. 307(P)/General/A2/2018, dated 11.10.2018 and remit the matter back to the 1st respondent for passing orders on the representation of the petitioners dated 27.12.2017 in the light of the recommendations of the Secretary to Government, Legal Affairs, Legislative Affairs and Justice.

IA NO: 1 OF 2019

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 suspend the impugned order of the 1st respondent in Memo No. 307(P)/General/A2/2018, dated 11.10.2018 and remit the matter back with a direction to the 1st respondent to pass reasoned orders on the representation of the petitioners dated 27.12.2017 in the light of the legal opinion rendered by the 6th respondent in Law U.O. No.1140/TLSP/2018, dated 22.09.2018 and other pronouncements of the Hon'ble Supreme Court in (1990) 3 SCC 655; (1994)1 SCC 1 and 1995 Supp (4) SCC 100.

Counsel for the Petitioners: SRI S. RAHUL REDDY

Counsel for the Respondent Nos. 1, 2 & 5: GP FOR HOME

Counsel for the Respondent No.3: GP FOR GENERAL ADMINISTRATION

Counsel for the Respondent No.4: SRI M.V. RAMA RAO, S.C. FOR T.S.L.P.R.B.

Counsel for the Respondent No.6: GP FOR LAW AND LEGISLATIVE AFFAIRS

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI
WRIT PETITION No.11228 OF 2019

ORDER:

Counsel for the petitioners seeks permission to withdraw the writ petition with liberty to the petitioners to file a writ petition afresh.

Permission is accorded and the writ petition is, accordingly, dismissed as withdrawn giving liberty to the petitioners to file a writ petition afresh. No order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

//TRUE COPY//

SD/-K.SAILESHI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. One CC to SRI S. RAHUL REDDY, Advocate [OPUC]
2. Two CCs to GP for Home, High Court for the State of Telangana at Hyderabad. [OUT]
3. Two CCs to GP for General Administration, High Court for the State of Telangana. [OUT]
4. One CC to SRI M.V. RAMA RAO, S.C. for T.S.L.P.R.B. (OPUC)
5. Two CCs to GP for Law and Legislative Affairs, High Court for the State of Telangana. [OUT]
6. Two CD Copies.
7. One Spare Copy.

 MP

HIGH COURT

DATED:30/12/2021



ORDER

WP.No.11228 of 2019

**DISMISSING THE WRIT PETITION, AS WITHDRAWN,
WITHOUT COSTS.**

18K
29/01

(11)