

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**FRIDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO**

PRESENT

**THE HONOURABLE THE CHIEF JUSTICE SATISH CHANDRA SHARMA
AND**

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT APPEAL NO: 273 OF 2019

Writ Appeal under clause 15 of the Letters Patent preferred against the order dated 23-10-2018 passed in writ petition No.27930 of 2009 on the file of the High Court.

Between:

1. The APSRTC (Now TSRTC), Rep. by its Managing Director, Musheerabad, Hyderabad.
2. The Dy. Chief Traffic Manager, APSRTC (Now TSRTC) Karimnagar, Karimnagar District.
3. The Depot Manager, APSRTC (Now TSRTC), Husnabad Depot, Karimnagar District.

...APPELLANTS/RESPONDENTS

AND

G. Rama Swamy, S/o. Venkataiah, E-102923, Conductor, aged about 62 years, H.No. 20-21, Husnabad, Karimnagar District.

...RESPONDENT/PETITIONER

I.A.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 order dt.23.10.2018 passed in W.P.No.27930 of 2009 pending disposal of the writ appeal.

I.A.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 extend the order dt. 08-04-2019 passed in W.A.No.273 of 2019.

Counsel for the Appellants : SRI.A.RAVI BABU (SC FOR TSRTC)

Counsel for the Respondents : SRI.P.GOVINDA RAJULU

The Court made the following Judgment : -

THE HON'BLE THE CHIEF JUSTICE SATISH CHANDRA SHARMA

AND

THE HON'BLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT APPEAL No.273 OF 2019

JUDGMENT : *(Per the Hon'ble the Chief Justice Satish Chandra Sharma)*

The present writ appeal is arising out of the order dated 23.10.2018 passed by the learned Single Judge in W.P.No.27930 of 2009.

The undisputed facts of the case reveal that on account of disciplinary proceedings, an order dated 30.12.2006 was passed against the respondent/employee inflicting a punishment of deferment of two annual increments with cumulative effect and also treating the period of suspension as not on duty against which an appeal was preferred and the same was dismissed. Thereafter, a writ petition was preferred and the learned Single Judge has modified the punishment order to that of deferment of annual increments for a period of two years without cumulative effect.

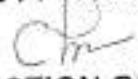
Unfortunately, during the pendency of the appeal, the sole respondent expired and at this stage, learned counsel for the appellants has fairly stated before this Court that the punishment cannot be enhanced without hearing him.

Resultantly, the present writ appeal stands disposed of as infructuous keeping in view the death of the respondent/employee.

Pending miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

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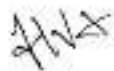
SD/-B.SATYAVATHI
DEPUTY REGISTRAR


SECTION OFFICER

To

1. One CC to SRI.A.RAVI BABU (SC FOR TSRTC) [OPUC]
2. One CC to SRI.P.GOVINDA RAJULU, Advocate [OPUC]
3. Two CD Copies
4. One spare copy

S.A
GJP



HIGH COURT
DATED:17/06/2022



JUDGMENT

WA.No.273 of 2019

DISPOSING OF THE W.A
AS INFRUCTUOUS WITHOUT COSTS.

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11/7/22
HVT