

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

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

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 5297 OF 2019

Between:

N. Jangaiah, E-280113, TSRTC Conductor, S/o. Late Kistaiah, aged 51 years,
Wanaparthy Depot, R/o. Wanaparthy, Mahaboobnagar District.

...PETITIONER

AND

1. The T.S.R.T.C., represented by its V.C and Managing Director, Musheerabad, Hyderabad.
2. The Regional Manager, T.S.R.T.C., Mahaboobnagar Region, at Mahaboobnagar, Mahaboobnagar District.
3. The Depot Manager, T.S.R.T.C., Wanaparthy Depot, Mahaboobnagar District.

...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 an order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not counting the interregnum Period service, besides not adding the yearly increments, while re-fixing Petitioner pay, as high handed and arbitrary action, contrary to RTC Regulations, contrary to the circular instructions, and as such liable to be set aside in the interest of justice with a consequential direction to the respondents to count the interregnum period service from the date of Removal to reinstatement i.e., from 23-05-2007 to 10-09-2014, by adding yearly increments after reinstatement from 2014 to petitioner pay and to extend all the consequential benefits with deferred wages from the date of reinstatement by re-fixing the pay of the petitioner.

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 direct the respondents herein to add the deferred increment and to count the interregnum period service from the date of removal to reinstatement to petitioner pay and extend all the consequential benefits with deferred wages from the date of reinstatement by re-fixing the pay of the petitioner by considering his current Representation Dated: 07-04-2018 forthwith pending disposal of the Writ Petition.

Counsel for the Petitioner: SRI K. MANI DEEPIKA

Counsel for the Respondents: SRI A. SRINIVAS REDDY (SC FOR TSRTC)

The Court made the following: ORDER

HON'BLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION No.5297 OF 2019

ORDER:

Heard the learned counsel for the petitioner and learned counsel for the respondents.

2. Perused the record.

3. The main grievance of the petitioner is that in spite of addressing several representations to respondent No.3 vide representations dated 05.02.2015, 15.04.2015, 02.09.2015 and 07.04.2018 for continuing the petitioner's service and for revision of petitioner's monthly salary i.e. basic pay as Rs.12,620/- instead of Rs.7,495/- and for release of benefits to the petitioner as per the orders of the High Court dated 22.01.2014 passed in W.P.No.28598 of 2014, no action had been initiated by the 3rd respondent.

4. A bare perusal of the material papers dated 05.02.2015, 15.04.2015, 02.09.2015 and 07.04.2018 clearly indicate that the said representations had been acknowledged by the office of the respondent No.3 herein but, however, no orders have been passed till date.

5. Taking into consideration the above referred facts and circumstances, the Writ Petition is disposed of

directing respondent No.3 to consider the representations dated 05.02.2015, 15.04.2015, 02.09.2015 and 07.04.2018 of the petitioner for revision of monthly salary basic pay as Rs.12,620/- instead of Rs.7,495/- and for other benefits legally due to the petitioner in accordance to law, within a period of three (03) weeks from the date of receipt of the copy of the order, duly communicating the said decision to the petitioner. However, there shall be no order as to costs.

Miscellaneous petitions, if any, pending in this Writ Petition, shall stand closed.

//TRUE COPY//

SD/-B. CHANDRA PRAKASH
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Depot Manager, T.S.R.T.C., Waniaparthi Depot, Mahaboobnagar District.
2. One CC to SRI K. MANI DEEPIKA, Advocate [OPUC]
3. One CC to SRI A. SRINIVAS REDDY (SC FOR TSRTC) [OPUC]
4. Two CD Copies

BB
LS



HIGH COURT

DATED: 01/12/2022

ORDER

W.P.No.5297 of 2019



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

⑥ VLW
25/1/23