

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

TUESDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 5606 OF 2017

Between:

1. K.Ranga Reddy, S/o Venkat Reddy, Age 65 years, Occ: Watchmen (Retd) R/o H.No. 9-71/40, Balapur (Village) And Mandal R.R. District.
2. Smt. N.Balamma, W/o Venkaiah, Age 69 years, Occ: Sweeper (Retd.) R/o H.No. 7-24, Balapur village Ranga Reddy District.
3. Smt. P.Pochamma, W/o Shankaraiah, Age 70 years, Occ: Sweeper (Retired) R/o H. No. 4-107, Balapur village Ranga Reddy District.

...PETITIONERS

AND

1. The District Collector, Ranga Reddy District Lakidikapool, Hyderabad.
2. Jalpally Municipality, Rep. by its Commissioner, Balapur Mandal, Ranga Reddy District.
3. The State of Telangana, rep. by its Principal Secretary Mpl. Admn and Urban Development Department, Secretariat Buildings, 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 to declare the entire action of the respondents in not revising the service pension of the petitioners in terms of RPS 2015 by making necessary changes in the basic pay and also not releasing DA arrears since 2014 onwards on the untenable ground that, the Grama Panchayat Balapur (where the petitioners worked and retired) have been merged in to Newly formed Jalpally Municipality i.e., 2nd respondent organization is highly illegal, arbitrary, unjust, improper, violative of all principles of natural justice, and consequently to direct the respondents to forthwith take necessary steps for revision of pension of the petitioners in terms of RPS 2015 and also pay DA arrears including PRC arrears to the petitioners.

I.A. NO: 1 OF 2017(WPMP. NO: 6836 OF 2017)

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 to forthwith take necessary step.. for revision of pension of the petitioners in terms of RPS 2015 by revising their basic pay accordingly and also pay DA arrears including PRC arrears to the petitioners.

Counsel for the Petitioner: SRI. SANTHAPUR SATYANARAYANA RAO

**Counsel for the Respondent Nos.1 & 3: GP FOR SERVICES - I FOR
GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT**

**Counsel for the Respondent No.2: SRI N. PRAVEEN KUMAR,
SC FOR MUNICIPALITIES**

The Court made the following: ORDER

HON'BLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION No.5606 OF 2017

ORDER:

Heard the learned counsel for the petitioners. No representation on behalf of the counsel for the respondents.

2. The main grievance of the petitioners is inaction of the respondents in not revising the service pension of the petitioners in terms of RPS, 2015 by making necessary changes in the basic pay and also not releasing D.A arrears since 2014, on the ground that the Grama Panchayat, Balapur (where the petitioners worked and retired) have been merged into newly formed Jalpally Municipality i.e., 2nd respondent organization.

3. **This Court opines that the rights of the petitioners for revising the service pension in terms of RPS 2015, cannot be denied on the ground that the Grama Panchayat, Balapur had been merged into newly formed Jalpally Municipality i.e., 2nd respondent organization.**

4. Under these circumstances, the writ petition is disposed of, directing the respondents to consider the case of the petitioners for revising the service pension in terms of RPS 2015, by revising their basic pay and also to consider the case

of the petitioners to release DA arrears since 2014, legally, due to the petitioners, within a period of four (04) weeks from the date of receipt of copy of this order and pass appropriate orders, in accordance to law, duly communicating the said decision to the petitioners. However, there shall be no order as to costs.

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

SD/-N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The District Collector, Ranga Reddy District Lakidikapool, Hyderabad.
2. The Commissioner, Jalpally Municipality, Balapur Mandal, Ranga Reddy District.
3. The Principal Secretary Mpl. Admn and Urban Development Department, State of Telangana, Secretariat Buildings, Hyderabad.
4. One CC to Sri Santhapur Satyanarayana Rao, Advocate [OPUC]
5. Two CCs to GP for Services-I, High Court for the State of Telangana at Hyderabad. [OUT]
6. Two CCs to GP for Municipal Administration and Urban Development, High Court for the State of Telangana at Hyderabad. [OUT]
7. One CC to Sri N. Praveen Kumar, SC for Municipalities [OPUC]
8. Two CD Copies

CHR
SB



HIGH COURT

DATED:22/11/2022

ORDER

W.P.No.5606 of 2017



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

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23/1/23