

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

(Special Original Jurisdiction)

**FRIDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

WRIT PETITION NO: 26139 OF 2021

Between:

Komebelly Vasumathy, D/o Jagannadha Rao, Age. 30 years,
Occ. Unemployed, R/o H. No. 5-14/A, Kamaram (PT) Village and Post, Tadvai
Mandal, Mulugu District.

...PETITIONER

AND

1. State of Telangana, Represented by its Principal Secretary, Health Medical and Family Welfare Department, Secretariat, Hyderabad.
2. The Commissioner of Health and Family Welfare, State of Telangana, Sultanbazar, Hyderabad.
3. The Director of Public Health and Family Welfare, State of Telangana, Hyderabad.
4. The Commissioner of Telangana Vaidya Vidhana Parishad, Sultanbazar, Hyderabad.
5. The District Collector, Mulugu, Mulugu District.
6. The Superintendent of District Head Quarter Hospitals, Mulugu District, MULUGU.
7. District Medical and Health Officer, Mulugu District, MULUGU.
8. Integrated Tribal Development Agency (ITDA), Eturunagaram, Rep by its Project Officer, District Mulugu.

...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 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 action of the Recruitment Notification dated 25-09-2021 issued by the 6th Respondent as illegal, arbitrary and against to the

Principles of Natural Justice in so far inviting applications for the post of Staff Nurse in CHC Eturnagaram and not utilizing the services of the Petitioner as Staff Nurse under NHM Scheme as illegal, arbitrary and against to the Principles of Natural Justice and also declare the action of the Respondents Nos. 5 and 6 in not paying Petitioner's salary from October 2020 to September 2021 as illegal, arbitrary and against to the Principles of Natural Justice violative of Article 14 and 16 of Constitution of India and consequently direct the Respondents to utilize the services Petitioner under NHM scheme and also direct the Respondents to continue the services of the Petitioner as Staff Nurse.

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 Respondents 5 and 6 not to terminate the services of the Petitioner as Staff Nurse forthwith pending disposal of the above writ petition.

Counsel for the Petitioner: SRI. P GIRI KRISHNA

Counsel for the Respondent No.: GP FOR SERVICES II

Counsel for the Respondent No.4:SMT. RACHANA WADEPALLI

The Court made the following: ORDER

HONOURABLE SRI JUSTICE E.V.VENUGOPAL

WRIT PETITION No.26139 of 2021

ORDER:

Learned counsel for the petitioner has addressed a letter dated 23.12.2022 to the Registry requesting to post the matter under the caption "for withdrawal".

2. In view of the letter submitted by the learned counsel for the petitioner, the writ petition is dismissed as withdrawn.

There shall be no order as to costs.

3. Interlocutory applications, if any, pending in this writ petition, shall also stand dismissed as withdrawn.

SD/- MOHD. SANAULLAH ANSARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri. P Giri Krishna, Advocate [OPUC]
2. One CC to Smt. Rachana Wadealli, Advocate, [OPUC]
3. Two CCs to GP for Services II (TG), High Court for the State of Telangana.
[OUT]
4. Two CD Copies
TJ
GJP
BSK

HIGH COURT

DATED:30/12/2022

ORDER

WP.No.26139 of 2021



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

7 Copies

*BH
27/1/23*