

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

FRIDAY, THE FIFTEENTH DAY OF JULY
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HON'BLE SMT JUSTICE P. MADHAVI DEVI

WRIT PETITION NO: 29388 OF 2022

Between:

Lachhiram Gantala, S/o Ramchander, Aged about 40 years, SGT, Telugu.
(MPP/ZPP) (Telugu), MPPS Lakshmipur, Damagidda Mandal, Narayanpet
District (ID.No. 2800846)

...PETITIONER

AND

1. The District Educational Officer, Mahabubnagar District.
2. The District Educational Officer, Narayanpet Dist.
3. The District Educational Officer, Nagarkurnool Dist.
4. The District Collector-cum-Chairman, Mahabubnagar District.
5. The Director of School Education, Govt. of T.S. at Hyderabad.
6. The State of Telangana, Rep., by its Principal Secretary, School Education
Dept., Secretariat, 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 orders more in the nature of Writ of Mandamus declare the impugned Proc.No. ES/ES/MA/NARA/SEGR/6710 dt.21/12/2021 issued by the 1st respondent allotting the petitioner to Narayanpet District contrary to petitioner option as per seniority to Nagarkurnool District while allotting from Mahabubnagar District which is clearly illegal, arbitrary, discriminatory, unjust and contrary to the G.O.Ms.No.317 dt.06/12/2021 and consequential Memos No. 22/12/2021, 23/12/2021 etc., and contrary to the spirit of implementation of the Presidential Order and principle of seniority, State and Subordinate Service Rules, and quash the same and consequently declare that petitioner is entitled to be allotted to Nagarkurnool District as per option strictly in accordance with seniority while posting the junior vide proceeding No. ES/SC/MAGA/SAGR/0731 DATED. 07/01/2022, vide Proceeding No. ES/SC/NAGA/SEGR/0358 DATED. 07/01/2022 and vide Proceeding No. ES/SC/NAGA/SEGR/0357 DATED. 07/01/2022 with all consequential benefits

IA NO: 1 OF 2022

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 consider the grievance of the petitioner for re-allotment to Nagarkurnool District by disposing of the appeal 23/12/2021 pending disposal of the above writ petition

Counsel for the Petitioner: SRI M. RAMGOPAL RAO

Counsel for Respondents: GP FOR EDUCATION

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE P.MADHAVI DEVI

W.P. No. 29388 of 2022

ORDER:

This writ petition has been filed seeking a writ of mandamus to issue a direction to the respondents to consider the appeal and representation of the petitioner dated 23.12.2021 and 16.03.2022 respectively, for change of his local cadre on seniority grounds.

2. Heard the learned counsel for the petitioner and the learned Government Pleader for Services-I.

3. Learned counsel for the petitioner submits that the petitioner is senior and his case should be considered on the basis of his seniority. He further submits that he filed the appeal and representation dated 23.12.2021 and 16.03.2022 respectively, to the Director of School Education/Respondent No.5, however, no orders have been passed on the said representations.

4. Learned Government Pleader for Services-I submits that the representation of the petitioner will be considered by the authorities.

5. Having regard to the rival contentions and material on record, this Court deems it fit and proper to direct the respondents No.5 and 6, to whom the appeal and representation have been made by the petitioner, to dispose of the said appeal and representation

within a period of six (6) weeks from the date of receipt of a copy of this order.

6. The writ petition is accordingly disposed of. There shall be no order as to costs.

Miscellaneous applications, if any pending, shall also stand closed.

SD/- RAJ GOPAL
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The District Educational Officer, Mahabubnagar District.
2. The District Educational Officer, Narayanpet Dist.
3. The District Educational Officer, Nagarkurnool Dist.
4. The District Collector-cum-Chairman, Mahabubnagar District.
5. The Director of School Education, Govt. of T.S. at Hyderabad.
6. The Principal Secretary, School Education Dept., State of Telangana Secretariat, Hyderabad.
7. One CC to Sri M Ramgopal Rao Advocate [OPUC]
8. Two CCs to GP For Education, High Court for the State of Telangana. [OUT]
9. Two CD Copies
10. One Spare Copy

MBC



HIGH COURT

DATED: 15/07/2022



ORDER

WP.No.29388 of 2022

12
MA
1/8/22

DISPOSING OF THE WRIT PETITION

WITHOUT COSTS