

**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: 27031 OF 2021

Between:

N. Prashanth, S/o Bhumaiah, aged about 30 years, Employee I.D. No. 50002739, Artisan Grade - II (U/S). 33/11 KV Sub-station, Chandur, Bhodhan Division, R/o Koratpally Village, Dichpaly Mandal, Nizamabad District, Telangana State

...PETITIONER

AND

1. The Telangana State Northern Power Distribution Company Ltd, Corporate Office, at Vidyuth Bhavan, Nakkalagutta, Hanamkonda, Warangal District, PIN - 506002, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TS NPDCL, Corporate Office, Vidyuth Bhava, Nakkalagutta, Hanamkonda, Warangal District, PIN - 506002,
3. The Superintending Engineer (Operation), TS NPDCL, Nizamabad Circle, Nizamabad, Nizamabad District, Telangana State
4. The Divisional Engineer (Operation), Bhodhan Division, TS NPDCL, Bhodhan Circle, Bhodhan, Nizamabad District, Telangana State.
5. The Divisional Engineer, (Enq.II and Enquiry Officer) TS NPDCL, Warangal, Warangal 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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the 3rd Respondent in initiating the departmental Enquiry against the Petitioner by appointing the 5th Respondent as the Enquiry Officer and the action of the 5th Respondent in initiating the departmental Enquiry, vide Memo. No. DEE (Enq.II / NPDCL / Wgl / F.No. 2509/21/D.No. 85/21, dated 07-09-2021, during the pendency Criminal Case in Cr. No. 95 of 2019, on the same issue and on the same set of facts, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India, contrary to law declared by the Hon'ble Supreme Court in catena of cases and consequently set-aside Memo. No. DEE (Enq.II / NPDCL / Wgl / F.No.

2509/21 /D.No. 85/21, dated 07/09/2021 issued by the 5th Respondent and stay the departmental Enquiry till the finalization of Cr. No. 95 of 2019 on the file of the II Additional Judicial First Class Magistrate at Nizamabad.

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 stay the departmental proceedings initiated by the 3rd and 5th Respondents pursuant to the Memo. No. DEE (Enq.II / NPDCL / Wgl / F.No. 2509/21 /D.No. 85/21, dated 07-09-2021 issued by the 5th Respondent, till the finalization of Cr. No. 95 of 2019 on the file of the II Additional Judicial First Class Magistrate at Nizamabad, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: - - -

The Court made the following: ORDER

HONOURABLE SRI JUSTICE E.V.VENUGOPAL

WRIT PETITION No.27031 of 2021

ORDER:

Learned counsel for the petitioner has addressed a letter dated 28.12.2022 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/- N. CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

- To,
1. One CC to SRI CHANDRAIAH SUNKARA, Advocate [OPUC]
 2. Two CD Copies
- BN
GJP

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HIGH COURT

DATED:30/12/2022

ORDER

WP.No.27031 of 2021



DISMISSING THE WRIT PETITION
AS WITHDRAWN
WITHOUT COSTS

(4)
PA
25/1/23