

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

(Special Original Jurisdiction)

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

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

WRIT PETITION NO: 44200 OF 2022

Between:

Chathamina Pushpalatha, D/o. Komaraiah, R/o. H.No. 13-47, Gandhinagar Mandal, Siddipet District - 502 103

...PETITIONER

AND

1. State of Telangana, Rep. by its Principal Secretary, School Education Department, Telangana Secretariat, Hyderabad. /
2. The Commissioner and Director of School Education, State of Telangana, Saifabad, Hyderabad. /
3. The District Educational Officer, Siddipet 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, direction or Writ more particularly one in the nature of Writ of Mandamus or any other appropriate writ to (i) declare the action of the Respondents in not selecting the Petitioner to the Post of Secondary Grade Teacher in terms of the Notification dated 6-12-2008 though the Writ Petitioner is meritorious being within the merit select list in Siddipet District as illegal and arbitrary; (ii) declare that the Petitioner is entitled to be considered in the unfilled vacancies of the posts of Secondary Grade Teachers in terms of the Notification dated: 6-12-2008 strictly on the basis of the merit secured in the written examination; (iii) Direct the respondents to consider the case of the Petitioner for appointment to the post of SGT's in Siddipet District in the unfilled vacancies in terms of the notification dated: 6-12-2008 on par with the Petitioners in WP No.18683 of 2009 and batch dated. 27-09-2022;

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 Nos. 1 and 2 to consider the representations of the Petitioner dated 29-10-2022 for appointment to the post of Secondary Grade Teacher in pursuance of the Notification dated 6-12-2008 on par with the Petitioners in W.P. No. 18683 of 2009 and batch, dated 27-9-2022

Counsel for the Petitioner : SRI SAI GUNDAVARAM PRASEN

Counsel for the Respondents : GP FOR SCHOOL EDUCATION

The Court made the following:

HONOURABLE SRI JUSTICE E.V.VENUGOPAL

WRIT PETITION No.44200 of 2022

ORDER:

Heard learned counsel for the petitioners and learned Government Pleader for School Education. With the consent of both the parties, the Writ petition is being taken up for disposal at the admission stage itself.

2. The present writ petition is filed to declare the action of the respondents in not considering the case of the petitioner for appointment to the post of Secondary Grade Teacher as per her merit in pursuance to the notification dated 06.12.2008 though she is selected and is in selection zone in Siddipet District as highly illegal, arbitrary and consequently direct the respondents to consider the case of the petitioner for appointment to the post of Secondary Grade Teacher by extending the benefit by passing final orders on the representation dated 29.10.2022, which is pending with 1st and respondent and by following the Judgment of a Division Bench of this Hon'ble Court in WP.Nos.18683 of 2009, 17340 of 2013 and 25683 of 2015 dated 27.09.2022.

3. Learned counsel for the petitioners submits that the short grievance of the petitioners is that respondent No.1 and 2 are not considering the representation dated 29.10.2022 and prays this Hon'ble Court to direct the respondent Nos.1 and 2 to consider the petitioner's representation, dated 29.10.2022.

4. The learned Government Pleader for School Education submits that the representation dated 29.10.2022 is still pending consideration, the respondents authorities may be directed to consider the said representation and pass appropriate orders thereon in accordance with law.

5. Without going into the merits of the case and having regard to the facts and circumstances of the case, the present writ petition is disposed of, directing respondent Nos.1 and 2 to dispose of the petitioners representation, dated 29.10.2022 and pass appropriate orders thereon in accordance with law, as expeditiously as possible, preferably, within a period of four (04) weeks from the date of receipt of the copy of order of this Court after giving a fair opportunity of hearing to the petitioner and communicate the same to the petitioner.

6. Accordingly, this writ petition is disposed of.

Miscellaneous application, if any pending, shall stand closed.

No order as to costs.

SD/- P. CH. NAGABHUSHAMBA
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, School Education Department, Telangana Secretariat, Hyderabad, State of Telangana.
2. The Commissioner and Director of School Education, State of Telangana, Saifabad, Hyderabad.
3. The District Educational Officer, Siddipet District.
4. One CC to SRI SAI GUNDAVARAM PRASEN Advocate [OPUC]
5. Two CCs to GP FOR SCHOOL EDUCATION, High Court for the State of Telangana, Hyderabad [OUT]
6. Two CD Copies

HIGH COURT

EVV, J

DATED: 08/12/2022

ORDER

WP.No.44200 of 2022



WRIT PETITION IS DISPOSED
OF WITHOUT COSTS