

[3252]

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

FRIDAY, THE SIXTH DAY OF JANUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 558 OF 2023

Between:

Ms.Noori Khatoon, D/o Maqsood Ali Khan, aged about 40 years, Occ Assistant Professor (U) Osmania University College for Women, Kati, Hyderabad.

...PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary Higher Education
Department Secretariat, Hyderabad
2. The Registrar Osmania University, Hyderabad
3. The Principal, Osmania University College for Women (Autonomous) Koti,
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 writ order or direction more particularly one in the nature of writ of 'mandamus' declaring the action of the respondents in not considering regular sing of services of the petitioner in the cadre of Assistant Professor (Urdu) though more than seven years petitioner is discharging her duties as Assistant Professor (Urdu) as illegal, arbitrary, unjust, unreasonable, discriminatory and contrary to Art. 14 of the Constitution of India and consequently direct the respondents to regularise the services of the petitioner in the cadre of Assistant Professor (Urdu) with all consequential benefits immediately duly considering the representation of the petitioner dated 7-10-2022 immediately.

IA NO: 1 OF 2023

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 case of the petitioner for regularisation in the cadre of Assistant Professor (Urdu) immediately duly considering the representation of the petitioner dated 17-10-2022 immediately in the interest of justice pending disposal of the above writ petition.

Counsel for the Petitioner: SRI. D. RAMAKRISHNA

Counsel for the Respondent No.1: AGP FOR HIGHER EDUCATION

**Counsel for the Respondent Nos.2 & 3: SRI CH. JAGANNATHA RAO
SC FOR OU**

The Court made the following: ORDER

HON'BLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION No.558 OF 2023

ORDER:

Heard learned counsel for the petitioner and learned Assistant Government Pleader appearing for respondent No.1 as well as learned standing counsel appearing for respondent Nos.2 and 3.

2. The petitioner approached the Court seeking the prayer which reads as under:

"To issue writ order or direction more particularly one in the nature of writ of 'Mandamus' declaring the action of the respondents in not considering regularizing of services of the petitioner in the cadre of Assistant Professor (Urdu) though more than seven years petitioner is discharging her duties as Assistant Professor (Urdu) as illegal, arbitrary, unjust, unreasonable, discriminatory and contrary to Art.14 of the Constitution of India and consequently direct the respondents to regularize the services of the petitioner in the cadre of Assistant Professor (Urdu) with all consequential benefits immediately duly considering the representation of the petitioner dated 17.10.2022 immediately in the interest of justice and pass such other order or orders may deem fit and proper in the circumstances of the case."

3. It is represented by both learned counsel for the petitioner and also learned standing counsel for respondent Nos.2 and 3, that the writ petition could be disposed of, directing respondent Nos.2 and 3 to consider the petitioner's

representation dated 17.10.2022, in accordance to law and pass appropriate orders.

4. The petitioner vide her representation dated 17.10.2022 explained to respondents 2 and 3 that the petitioner is eligible for regularization and further the petitioner case is required to be considered for regularization as Assistant Professor (URDU) in view of the fact that there is no regular employee in URDU Department neither in the Osmania University College for Women (Autonomous) nor in the Osmania University. Further the petitioner has been appointed as an Assistant Professor (URDU), by virtue of appointment order dated 01.08.2014, after passing through the process of selection and therefore, the petitioner is entitled for regularization.

5. Without going into merits of the case, the writ petition is disposed of, directing respondent Nos.2 and 3 to consider the representation of the petitioner dated 17.10.2022, in accordance to law and pass appropriate orders, within a period of two (02) weeks from the date of receipt of a copy of this order, duly communicating

the said decision to the petitioner. However, there shall be no order as to costs.

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

//TRUE COPY//

SD/-L.SIVA PARVATHI
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Registrar Osmania University, Hyderabad
2. The Principal, Osmania University College for Women (Autonomous) Koti, Hyderabad
3. One CC to Sri. D. Ramakrishna Advocate [OPUC]
4. Two CCs to GP for Higher Education, High Court for the State of Telangana at Hyderabad. [OUT]
5. One CC to Sri Ch. Jagannatha Rao, SC FOR OU [OPUC]
6. Two CD Copies

CHR
BS

HIGH COURT

DATED:06/01/2023

ORDER

W.P.No.558 of 2023



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

as 9 copies

MA
20/2/23