

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

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

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

WRIT PETITION NO: 2442 OF 2018

Between:

1. B.SUBRAMANYAM, S/o B.C.Eshwaraiah(Late), Aged 57 yrs, Occ. ACTO, O/o Dy.Commissioner(CT) Office, Secunderabad Division, Mayur Khushal Complex, Gunfoundry, Hyderabad.
2. K.Lakshmana Rao, S/o K.Chall Rao(Late), Aged 57 yrs, Occ. ACTO, O/o Commercial Tax Officer, Lad Bazar Circle Gagan Vihar, Nampally, Hyderabad.

...PETITIONERS

AND

1. The State of Telangana, Rep by its Principal Secretary, Revenue(ST) Department, Secretariat Buildings, Hyderabad.
2. The Commissioner Of State Tax, State of Telangana, M.J.Market Road, Nampally, 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 direction more particularly one in the Nature of Mandamus to declare the entire action of the respondents, particularly the entire action of the 2nd respondent in not considering the case of the petitioners for promotion to the post of DCTO in zone-VI, inspite of availability of number of vacancies and inspite of repeated representations, even though the petitioners herein are on the verge of retirement is as highly illegal, arbitrary, unjust, improper, clear violative of natural justice including contrary Rule 6 of State and subordinate Service Rules and consequently to direct the respondents to forthwith consider the cases of the petitioners for promotion to the post of DCTO in zone -VI in the existing vacancies by duly considering their representations dated 22.05.2017 made to the 2nd respondent.

IA NO: 1 OF 2018

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 cases of the petitioners for promotion to the post of DCTO in Zone-VI in the existing vacancies, as they are retiring from service shortly.

Counsel for the Petitioners: SRI SANTHAPUR SATYANARAYANA RAO
Counsel for the Respondents: GP FOR REVENUE

The Court made the following: ORDER

HONOURABLE SRI JUSTICE E.V.VENUGOPAL

WRIT PETITION No.2442 of 2018

ORDER:

Learned counsel for the petitioner, fairly submits that the subject matter of the writ petition has become infructuous and requests for dismissal.

2. In view of the above submission, the writ petition is dismissed as infructuous. There shall be no order as to costs.

3. Miscellaneous petitions, if any, pending in this writ petition, shall also stand dismissed.

//TRUE COPY//

**SD/-K.AMMAJI
ASSISTANT REGISTRAR
SECTION OFFICER**

To

1. Two CCs to GP FOR REVENUE, High Court for the State of Telangana, at Hyderabad. [OUT]
2. One CC to SRI SANTHAPUR SATYANARAYANA RAO, Advocate [OPUC]
3. Two CD Copies

PSK.

SW

BSR

HIGH COURT

DATED:27/01/2023

ORDER

WP.No.2442 of 2018



DISMISSING THE WRIT PETITION
AS INFRACTUOUS WITHOUT COSTS.

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22/02/23
BSR