

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

**TUESDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION NO: 221 OF 2022

Between:

Bhupati Venkateswara Rao, S/o. Ramanuja Rao, Aged 51 years, Working as Asst. Executive Engineer (Housing), Nalgonda District, Presently Working as Personnel Assistant to Government Whip, R/o. H. No. 11-15-130/1/203, Saphagiri Nivas, Doctors Colony, Road No.6, Saroomagar, Hyderabad-35.

...PETITIONER

AND

1. The State of Telangana, Rep. by Its Principal Secretary, Housing Department, Secretariat, Saifabad, Hyderabad.
2. The Telangana State Housing Corporation Ltd, Rep. by its Managing Director, Urdu Galli, Himayathnagar, Hyderabad.
3. The Project Director, Telangana State Housing Corporation Ltd., Nalgonda, Nalgonda 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 or direction more particularly in the nature of Writ of Mandamus, declaring the action of Respondent No. 1 in rejecting the case of the petitioner for regularization vide Letter No 1917/V.C.A2/2018 as illegal, arbitrary and discriminatory and not considering regularization of the services of the Petitioner for the Post of Assistant Executive Engineer/Assistant Engineer Graduate, pursuant to the Letter vide Lr. No. A3/2014/3320/2104, dated 12-10-2020 addressed by the Respondent No. 2 and similar to the benefit given to employees of Endowments Dept vide G. O. Rt. No. 121, dated 09-03-2018 and also to other employees vide G. O. Ms. No. 38 Finance HRM.I Dept dated 30-04-2023 as illegal, arbitrary, discriminatory and in violation of Articles 14, 16 and 21 of

the Constitution of India, and consequently direct the Respondents 1 and 2 to regularize the services of the petitioner to the Post of Assistant Executive Engineer/Assistant Engineer Graduate with effect from 01-06-2016 i.e., from the date petitioner was given minimum in time scale of pay as Graduate Asst Engineer.

(As per Court order dated 01.07.2024 vide I.A.No.1 of 2024 in W.P. 221 of 2022. Prayer is amended)

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 Respondent No.1 to forthwith take a decision for regularization of the services of the petitioner to the Post of Assistant Executive Engineer/Assistant Engineer (Graduate), pursuant to the Letter vide Lr.No.A3/2014/3320/2104, dated 12/10/2020 addressed by the Respondent No.2 upon the Representation, dated 23/08/2020 made by the Petitioner, pursuant to G.O.Rt.No.121, dated 09/03/2018, pending the disposal of the Writ Petition.

Counsel for the Petitioner: SRI M.V. RAMA RAO

Counsel for the Respondent No.1: GP FOR SERVICES-III

Counsel for the Respondent Nos.2 and 3: SRI B. SHIVA KUMAR

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION No.221 of 2022

ORDER:

Aggrieved by the action of respondent No.1 in rejecting the case of the petitioner for regularization vide letter No.1917/V.C.A2/2018, the present Writ Petition is filed.

2) Heard Sri M.V. Rama Rao, learned counsel for the petitioner, learned Government Pleader for Services-III appearing for respondent No.1 and Sri B. Shiva Kumar, learned Standing Counsel for respondent Nos.2 and 3.

3) When the matter is taken up for hearing, learned counsel for the petitioner submits that the *lis* raised in the present writ petition is squarely covered by the common order dated 08.09.2020 passed by the Division Bench of this Court in W.P. No.7098 of 2020 & batch and the order dated 12.11.2024 passed by Hon'ble Supreme Court in Special Leave Appeal No.27115 of 2018. Therefore, learned counsel prays this Court to pass a similar order in the present writ petition also.

5) The above made submission is not seriously disputed by the learned Standing Counsel.

6) In view of the above, the impugned order No.1917/V.C.A2/2018 dated 02.06.2020 passed by respondent No.1 is set aside and

respondent No.1 is directed to regularize the services of the petitioner in terms of the proposals sent by Managing Director of the Corporation i.e. respondent No.2 vide letter No.A3/2014/3320/ 2104, dated 12.10.2020, after completion of 10 years of service in the cadre of Assistant Executive Engineer/Assistant Engineer (Graduate), as expeditiously as possible, preferably, within a period of eight weeks from the date of receipt of a copy of this order.

7) Accordingly, the Writ Petition is allowed.

Miscellaneous petitions pending, if any, shall stand closed.

There shall be no order as to costs.

**SD/-T. TIRUMALA DEVI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Housing Department, Secretariat, Salfabad, The State of Telangana, Hyderabad.
2. The Managing Director, The Telangana State Housing Corporation Ltd, Urdu Galli, Himayathnagar, Hyderabad.
3. The Project Director, Telangana State Housing Corporation Ltd., Nalgonda, Nalgonda District.
4. One CC to Sri M. V. Rama Rao, Advocate [OPUC]
5. One CC to Sri B. Shiva Kumar, Advocate [OPUC]
6. Two CD Copies

TJ
BS



HIGH COURT

DATED:31/12/2024

ORDER

WP.No.221 of 2022



ALLOWING THE WRIT PETITION
WITHOUT COSTS

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VMA
28/1/2025