

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

**FRIDAY, THE SIXTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

**THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI
AND
THE HON'BLE SRI JUSTICE ANIL KUMAR JUKANTI**

**REVIEW I.A.NO.2 OF 2023
IN
WRIT PETITION NO: 13470 OF 2019**

Between:

M.Latha, D/o. M.Balaraju, Aged 49 years, O/o. Commissioner of Sericulture,
Rd.No.72, Prashasant Nagar, Jubilee Hills, Hyderabad, R/o. Hyderabad.

...PETITIONER

AND

1. The State of Telangana, rep. by its Principal Secretary, Agriculture and Cooperation (Sericulture) Department, Secretariat, Hyderabad.
2. The Commissioner of Sericulture, State of Telangana, Prashasant Nagar, Jubilee Hills, Hyderabad.
3. Sri Md.Shamshuddin Ahmed, S/o and Age not known, O/o.Asst. Director of Sericulture, Karimnagar, Karimnagar District.
4. Sri D.Muralidhar Reddy, S/o Laxma Reddy, Aged 55 years, Sericulture Officer, O/o.Joint Director of Sericulture, Warangal, Warangal District.

...RESPONDENTS

Petition under Section 114 R/w. Order 47 Rule 1 of CPC praying that for the reasons stated in the Memorandum of grounds filed in support of the petition, the High Court may be pleased to review the orders passed in W.P.No. 13470 of 2019, dated 8/11/2023

This petition coming on for hearing, upon perusing the petition and memorandum of grounds filed in support thereof and upon reading the Order dated 08.11.2023 in W.P.No.13470 of 2019 and upon hearing the arguments of Sri G. Vidya Sagar, Senior Counsel for Smt. K. Udaya Sri, Counsel for the Review Petitioner and GP for Services – III on behalf of Respondent Nos. 1 & 2, the Court made the following: **ORDER**

“ **This application is filed seeking to review the order dated 08.11.2023 passed by this Court in W.P.No.13470 of 2019.**

Heard Sri G. Vidya Sagar, learned Senior Counsel appearing for the review petitioner and the learned Government Pleader for Services-III appearing for respondent Nos.1 and 2.

Learned Senior Counsel appearing for the review petitioner had contended that the contesting respondents have approached the Andhra Pradesh Administrative Tribunal, Hyderabad (for short, 'the Tribunal') by filing O.A.No.4541 of 2015 for notional promotion in the cadre of Sericulture Officer in Zone-V for the panel year 1990-199. The Tribunal has allowed the said O.A filed by the contesting respondents. Aggrieved by the order passed by the Tribunal, the review petitioner has approached this Court by filing W.P.No.36871 of 2018 and the State has filed W.P.No.13470 of 2019 and this Court, considering the submissions made by the learned Government Pleader has dismissed the said writ petitions vide common order dated 08.11.2023 on the ground that the review petitioner was promoted as Joint Director of Sericulture vide G.O.Rt.No.492, dated 08.10.2023 and the grievance of the review petitioner has been resolved.

Learned Senior Counsel had further contended that let the common order, dated 08.11.2023 passed by this Court in W.P.Nos.36871 of 2018 & 13470 of 2019 be recalled and let the matters be decided on merits, otherwise, the review petitioner would be put to irreparable loss and hardship.

Having considered the said submissions, this Court is of the view that both the writ petitions were not adjudicated on merits and they were dismissed on the submissions made by the learned Government Pleader. Hence, the common order dated 08.11.2023 passed by this Court in W.P.Nos.36871 of 2018 & 13470 of 2019 is recalled and the writ petitions are restored to its file.

Accordingly, the Review Application is allowed.

At the fag end, we were informed by the learned Senior Counsel for the review petitioner that all through the pendency of the writ petitions, there was stay of the Tribunal's order and let the same order be continued.

Therefore, the interim order stands restored and the same shall continue till the matter is adjudicated on merits."

//TRUE COPY//

SD/-A.V.S.PRASAD
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Principal Secretary, Agriculture and Cooperation (Sericulture) Department, State of Telangana, Secretariat, Hyderabad.
2. The Commissioner of Sericulture, State of Telangana, Prashasantt Nagar, Jubilee Hills, Hyderabad.
3. The Section Officer, Writ Division Bench Section, High Court for the State of Telangana
4. One CC to Smt. K Udaya Sri Advocate [OPUC]
5. Two CCs to GP For Services, High Court for the State of Telangana. [OUT]
6. Two CD Copies

MBC
GJP



HIGH COURT

DATED: 16/02/2024

NOTE:

**POST WRIT PETITION FOR
FINAL HEARING IN
THE USUAL COURSE**



ORDER

**REVIEW I.A.NO.2 OF 2023
IN
WRIT PETITION NO: 13470 OF 2019**

ALLOWING THE REVIEW PETITION

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7/3/24

D.B