

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

**THURSDAY, THE NINETEENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 18692 OF 2024

Between:

Mrs. Evnice L Chawngthu, W/o Mr. Timothy Gonmei, A/a 45 years, Occu. Advocate,
C/o Bar Association, High court, Hyderabad 500066 Telangana State

...PETITIONER

AND

The State of Telangana, Rep by its Secretary Law Department Telangana
Secretariat, Hyderabad district, Oppoiste Lumbini Gardens, Hyderabad - 500022
Telangana State

...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 a writ in the nature of a writ of mandamus or any other appropriate writ, directing the Respondents to (1) rescind their appointment of advocate Kalyan Chengalva Rao as Government Pleader for General Administration, (2) direct the Respondent to cause the registration of an FIR against Kalyan Chengalva Rao for cheating, corruption etc, (3) penalize advocate Kalyan Chengalva Rao a small amount of Rupees five lakhs only for deliberately and wantonly contesting for and holding the dual post of Vice President of the THCAA 2023 - 2024, (4) direct the President of the THCAA Palle Nageshwar Rao to immediately declare the next candidate to secure the highest vote as Vice President of THCAA, award legal costs to the Petitioner.

Counsel for the Petitioner : SRI EUNICE CHAWNGTHU

Counsel for the Respondents: SRI G.M.MOHINUDDIN

The Court made the following: ORDER

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.18692 OF 2024

ORDER : (ORAL)

This writ petition is filed by the petitioner seeking the following relief:

"...to issue an order, direction or a writ in the nature of a writ of mandamus or any other appropriate writ, directing the Respondents to (1) rescind their appointment of advocate Kalyan Chengalva Rao as Government Pleader for General Administration, (2) direct the Respondent to cause the registration of an FIR against Kalyan Chengalva Rao for cheating, corruption etc, (3) penalize advocate Kalyan Chengalva Rao a small amount of Rupees five lakhs only for deliberately and wantonly contesting for and holding the dual post of Vice President of the THCAA 2023 - 2024, (4) direct the President of the THCAA Palle Nageshwar Rao to immediately declare the next candidate to secure the highest vote as Vice President of THCAA, award legal costs to the petitioner and pass such other order or orders..."

2. It is submitted that an advocate by name Mr. Kalyan Chegalva Rao is not proficient and has no working knowledge of English, Hindi or even Telugu which is his mother tongue. Mr. Kalyan Chegalva Rao, who was appointed as Government Pleader for General Administration, submitted his nomination for the post of the Vice

President of the Telangana High Court Advocates Association (THCAA) 2023-24 which is illegally accepted by the returning officer. Mr. Kalyan Chegalva Rao has violated the Office of Profit law as a Government servant. The post of a Government Pleader is a post of a Government servant and Mr. Kalyan Chegalva Rao cannot hold an elected post such as that of Vice President of THCAA. The petitioner submitted representation to the learned Advocate General, the Chief Secretary of Telangana and the Registrar General of the Telangana High Court stating that Mr. Kalyan Chegalva Rao is holding dual posts. It is submitted that advocate Mr. Kalyan Chegalva Rao has amassed huge amount of money during his stint as Government Pleader for General Administration and upgraded his vehicle from that of a second hand scooter to that of a Skoda and now a Fortuner that costs Rs.50,00,000/- (Rupees fifty lakhs only).

3. In the course of hearing, the petitioner-party-in-person was asked by this Court to produce any provision of law/rule(s)/circular etc., which says that a Government Pleader is a post of public employment and that a person appointed as a Government Pleader cannot contest as office bearer of Telangana BAR Association. Despite several opportunities given to the petitioner, nothing is placed on

record to substantiate that the post of a Government Pleader is a public employment; a Government Pleader cannot contest as office bearer and that the post of office bearer or Vice President is Office of Profit. Thus, the writ petition is misconceived and liable to be dismissed.

4. The petitioner has made several allegations against Mr. Kalyan Chegalva Rao, touching upon his professional conduct and competency. Such allegations are not only uncalled for and unwarranted but are no way connected to the relief sought in this writ petition. Further, Mr. Kalyan Chegalva Rao is not arrayed as respondent in this writ petition. Thus, in the opinion of this Court, the petitioner is abusing the process of law for extraneous reasons. The petitioner is warned to be careful in future and not to repeat filing of writ petitions of this nature.

5. Accordingly, the writ petition is dismissed. There shall be no order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in the writ petition stand closed.

SD/-T. JAYASREE
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

To,

1. One CC to Mrs. EUNICE CHAWNGTHU, Advocate. [OPUC]
2. One CC to SRI G.M. MOHINUDDIN, Advocate [OPUC]
3. Two CD Copies.

BSK

BS

K.P.

HIGH COURT

DATED:19/09/2024



ORDER

WP.No.18692 of 2024

DISMISSING THE WRIT PETITION
WITHOUT COSTS

5 Copies
[Signature]
19/11/24