

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

TUESDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO

WRIT PETITION NO: 13306 OF 2025

Between:

B.Mallaiah, S/o. Muthaiah, Age. 61 years, Occ. Retired Principal, R/o. Behind Saibaba Temple, Dindi, Gundlapally, Dindi Project (Post), Nalgonda District.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Special Chief Secretary to Government, Finance Department, Dr.B.R.Ambedkar Telangana State Secretariat, Hyderabad
2. The Regional Deputy Director (APP), Warangal, Warangal District.
3. The Principal Accountant General (A and E), Telangana, Hyderabad.
4. The Deputy Director of Treasuries, Nizamabad, Nizamabad 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 a writ order or direction especially one in the nature of Writ of Mandamus declaring that a) the action of the Respondents in not making payment of terminal benefits to the Petitioner in pursuance of letter/ proceedings issued by the 3rd Respondent in Lr.No.AG(A and E)/P15/II/M-625/SP717/2024-11/3278 dated 11.12.2024 is illegal, arbitrary and discriminatory, violating Article 14, 16 and 300-A of the Constitution of India. b) further declare that, the Respondents shall forthwith release all terminal benefits payable to the Petitioner including Death-cum-Retirement, Gratuity, Commutation of Pension, General Provident Fund amount and encashment of Earned Leave and Earned Leave amount and other benefits in pursuance of his retirement dated 31.10.2024 and the proceedings in Lr.No.AG(A and E)/P15/II/M-625/SP717/2024-11/3278 dated 11.12.2024 of the 3rd Respondent and Petitioner was also entitled for Encashment of Leave and HPL amount of Rs.19,98,947/- which was sanctioned on 02.12.2024 vide token

no.2523308539. Petitioner is also entitled for GPF final payment amount of Rs.8,34,926/- which was sanctioned on 24.10.2024 vide token no.2523308870. c) the Respondents have no right or power to withhold the terminal benefits payable to the Petitioner after his retirement.

IA NO: 1 OF 2025

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 forthwith release all the terminal benefits payable to the Petitioner in pursuance of the Lr.No.AG(A and E)/P15/II/M-625/SP717/2024-11/3278 dated 11.12.2024 of the 3rd Respondent including payment of General Provident Fund amount and encashment of Leave/HPL and Earned Leave amount and other benefits, pending disposal of the Writ Petition.

Counsel for the Petitioner: SRI M.VASUDEVA RAO

Counsel for the Respondent Nos.1 & 4: GP FOR FINANCE PLANNING

Counsel for the Respondent No.2: GP FOR SCHOOL EDUCATION

Counsel for the Respondent No.3: SRI K.BALA KRISHNA, SC FOR AG

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO

WRIT PETITION No.13306 OF 2024

ORDER:

With the consent of both the parties, this Writ Petition is taken up for disposal, at the admission stage.

2. Heard Mr. M.Vasudevarao, learned counsel for the petitioner, learned Government Pleader for Finance for respondent Nos.1 & 4, learned Government Pleader for School Education for respondent No.2 and Mr. K.Bala Krishna, learned Standing Counsel for the Principal Accountant General (A&E), for respondent No.3.

3. Learned counsel for the petitioner submits that the petitioner retired from service on 31.10.2024. Considering the pension proposals, respondent No.3 sanctioned pension to the petitioner *vide* Letter dated 11.12.2024. However, till now, his retirement benefits were not released by the respondents.

4. Learned Government Pleader submits that due to dearth of funds, the amounts could not be released to the petitioner, on time. However, in pursuance of Letter dated 11.12.2024, amounts will be released to the beneficiaries.

5. Having regard to the above made submissions, this Writ Petition is disposed of directing the respondents to release

retirement benefits to the petitioner in pursuance of Letter No.AG(A&E)/P15/II/M-625/SP717/2024-11/3278 dated 11.12.2024, issued by respondent No.3, as expeditiously as possible, preferably within a period of ten (10) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

Miscellaneous petitions pending, if any, shall stand closed.

SD/-MOHD. ISMAIL
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Special Chief Secretary to Government, Finance Department, Dr.B.R.Ambedkar Telangana State Secretariat, Hyderabad, State of Telangana
2. The Regional Deputy Director (APP), Warangal, Warangal District.
3. The Principal Accountant General (A and E), Telangana, Hyderabad.
4. The Deputy Director of Treasuries, Nizamabad, Nizamabad District.
5. One CC to SRI M.VASUDEVA RAO, Advocate [OPUC]
6. Two CCs to GP FOR FINANCE PLANNING, High Court for the State of Telangana, at Hyderabad. [OUT]
7. Two CCs to GP FOR SCHOOL EDUCATION, High Court for the State of Telangana, at Hyderabad. [OUT]
8. One CC to SRI K.BALA KRISHNA, SC FOR AG [OPUC]
9. Two CD Copies

PSK.
GJP

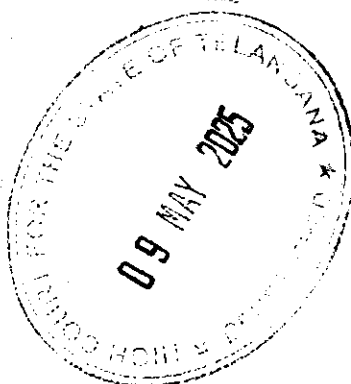
CC TODAY

HIGH COURT

DATED:29/04/2025

ORDER

WP.No.13306 of 2025



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

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L.H
9/5/25