IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

Contempt Case Nos.2376 OF 2024
IN/AND
WP.Nos.11366 OF 2024

CC NO: 2376 OF 2024

Contempt Case under Sections 10 to 12 of Contempt of Courts Act 1971 to punish the respondent herein for the willful and deliberate disobedience of the order dated 22.07.2024 passed in I.A.No.1 of 2024 in W.P.No.11366 of 2024.

Between:

Dr.T.S.Praveen Kumar, S/o.T.Stephen Aged 57 years, Working as Associate Professor of English, Government Degree College, Bellampally R/o.H.No.28-4-57,Caltex Area, Bellampally Mancherial District, Telangana State.

AND **...Contempt Petitioner/Petitioner**

Smt.Devasena, I.A.S., The Commissioner of Collegiate Education (FAC) Government of Telangana Higher Education Department Hyderabad.

...Respondent/Respondents

Counsel for the Petitioner: Dr. T.S. Praveen Kumar (Party-in-Person)

Counsel for the Respondent: Government Pleader For Services I

WP NO: 11366 OF 2024

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 the Writ of Mandamus, declaring the action of the respondents in issuing impugned rejection orders dated 16.01.2023 and 26.03.2024 through which rejecting claim of the petitioner for notional promotion from the date of acquiring eligibility in accordance with G.O.Ms.No.159 dated 30.06.1990 and G.O.Rt.No.438, dated 28.06.2011 and the provisional of Special Rules and Rule 6 of the A.P. State and Subordinate Service Rules, 1996, even though the Government decided and consider the request of the petitioner for notional promotion from the date of eligibility in the subsequent DPCs conducted in 2002, 2005 and 2006 instead of 2010 vide Memo dated 07.03.2022 and consequently set them aside as bad, illegal, arbitrary, unjust, improper, contrary to law, contrary to rules, amounts to non-application of mind, amounts to colourable exercise of their power, discrimination and unconstitutional and consequently direct the respondents to grant notional promotion to the petitioners as Lecturer/Assistant Professor and further promotions from the date of his eligibility with all consequential benefits.

Between:

Dr.T. S. Praveen Kumar, S/o T Stephen, Aged 57 years, Working as Associate Professor of English, Government Degree College, Bellampally, R/o H.No.28-4-57, Caltex Area, Bellampally, Mancherial District, Telangana State.

...Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary to Government, Higher Education Department, Secretariat, Hyderabad.
2. The Commissioner of Collegiate Education (FAC), Government of Telangana, Higher Education Department, Hyderabad.
3. Sri Y.Satyanarayana, S/o Not Known, Aged about 60 years, Occ Principal at Government Degree College (W), Jagtial, R/o Near Old Bus Stand, Dharmapuri Road, Jagtial, Jagtial District, Telangana State.

As per Court Order Dated 10-07-2024 I.A.No. 2 of 2024 in W.P. 11366/2024 Respondent No.3 is Impleaded.

...Respondents

I.A. NO: 1 OF 2024

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 suspend

the impugned rejection orders dated 16.01.2023 and 26.03.2024 issued by the respondents.

I.A. NO: 1 OF 2025

Between:

1. The State of Telangana, Rep. by its Principal Secretary to Government, Higher Education Department, Secretariat, Hyderabad.
2. The Commissioner of Collegiate Education (FAC), Government of Telangana, Higher Education Department, Hyderabad.

...Petitioners/Respondents

AND

1. Dr.T. S. Praveen Kumar, S/o T Stephen, Aged 57 years, Working as Associate Professor of English, Government Degree College, Bellampally, R/o H.No.28-4-57, Caltex Area, Bellampally, Mancherial District, Telangana State.

...Respondents/Petitioners

2. Sri Y.Satyanarayana, S/o Not Known, Aged about 60 years, Occ Principal at Government Degree College (W), Jagtial, R/o Near Old Bus Stand, Dharmapuri Road, Jagtial, Jagtial District, Telangana State.

...Respondents/Respondents

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 vacate the interim orders dated.22-07-2024 in WP.No.11366 of 2024 and dismiss the Writ Petition.

I.A. NO: 2 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 pass Interim Directions for keeping one post of Principal vacant by disposing the said W.P.No.11366 of 2024.

Counsel for the Petitioner: Dr. T.S. Praveen Kumar (Party-in-Person)

Counsel for the Respondent No.3: Government Pleader For Services I

The Court made the following: COMMON ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

HON'BLE MRS. JUSTICE SUREPALLI NANDA

CONTEMPT CASE No.2376 OF 2024
IN/AND
W.P. NO. 11366 OF 2024

DATE: 22.04.2026

Between :

W.P. No.11366 of 2024

Dr.T.S. Praveen Kumar

...Party-in-person/Petitioner

AND

The State of Telangana rep. by its Principal Secretary to Govt. Higher Education Department Secretariat, Hyderabad & 2 others

... Respondents

Between :

C.C. No.2376 of 2024

Dr.T.S. Praveen Kumar

...Contempt petitioner

AND

Smt. Devasena, IAS
The Commissioner of Collegiate Education (FAC)
Govt. of Telangana
Higher Education Department, Hyderabad.

... Respondent

COMMON ORDER:

Heard Dr. T.S. Praveen Kumar, Party-in-person/Petitioner and learned Government Pleader for Services-I, appearing on behalf of respondent No.3.

2. The petitioner approached the Court seeking prayer in W.P. No.11366 of 2024 as under:

> "...to issue a Writ, Order or Direction, more particularly one in the nature of the Writ of Mandamus, declaring the action of the respondents in issuing impugned rejection orders dated 16.01.2023 and 26.03.2024 through which rejecting claim of the petitioner for notional promotion from the date of acquiring eligibility in accordance with G.O.Ms.No.159 dated 30.06.1990 and G.O.Rt.No.438, dated 28.06.2011 and the provisional of Special Rules and Rule 6 of the A.P. State and Subordinate Service Rules, 1996, even though the Government decided and consider the request of the petitioner for notional promotion from the date of eligibility in the subsequent DPCs conducted in 2002, 2005 and 2006 instead of 2010 vide Memo dated 07.03.2022 and consequently set them aside as bad, illegal, arbitrary, unjust, improper, contrary to law, contrary to rules, amounts to non-application of mind, amounts to colourable exercise of

their power, discrimination and unconstitutional and consequently direct the respondents to grant notional promotion to the petitioners as Lecturer/ Assistant Professor and further promotions from the date of his eligibility with all consequential benefits and pass...".

3. PERUSED THE RECORD

The petitioner in the present writ petition is the 2nd petitioner in W.P. No. (TR) No. 6029 of 2017.

The relevant portion of the order of this Court dated 01.11.2019 passed in W.P. (TR) No. 6029 of 2017 is extracted hereunder:-

" This Court, having considered the rival submissions made by the learned counsel for the respective parties, is of the considered view that this writ petition can be disposed of directing the petitioners to submit an appeal/representation to the 1st respondent within a period of two weeks from the date of receipt of a copy of this order seeking fixation of pay scales in accordance with Career Advancement Scheme and other related issues. Upon such appeal/representation being received, the 1st respondent shall consider the same and pass appropriate orders in accordance with law within eight weeks thereafter.

With the above observations, the writ petition is disposed of. No order as to costs".

4. Both the Party-in-person and the learned counsel appearing on behalf of the respondents contend that the orders impugned in the present writ petition passed by the 1st respondent could be set aside and the representation of the petitioner dated 13.11.2019 seeking notional promotion in subsequent DPCs conducted immediately after the applicants acquired eligibility, submitted by the petitioner herein along with four others, could be reconsidered in the interest of justice, in accordance to law, within a reasonable period, since the orders impugned are bereft of reasons.

5. Taking into consideration the aforesaid facts and circumstances of the case and the submissions made by the Party-in-person/Petitioner and learned Government Pleader for Services-I, appearing on behalf of respondent No.3, without going into the merits of the rival contentions put-forth by both the learned Party-in-person and learned Government

Pleader for Services-I, appearing on behalf of respondent No.3 and upon consent, this Court passed the following order:

The writ petition is allowed. The impugned rejection orders dated 16.01.2023 and 26.03.2024 are set aside and the matter is remitted back to the 1st respondent for consideration of the claim/request of the petitioner for notional promotion from the date of acquiring eligibility in accordance to G.O. Ms.No.159, dated 30.06.1990 and G.O. Rt. No. 438, dated 28.06.2011, in accordance to law, in conformity with principles of natural justice by providing an opportunity of personal hearing to the petitioner in true spirit of the orders of this Court dated 01.11.2019 passed in W.P. (TR) No.6029 of 2017 (referred to and extracted above) and pass appropriate reasoned speaking orders, within a period of four (4) weeks from the date of receipt of a copy of this order and duly communicate the decision to the petitioner herein.

6. The Contempt Case No.2376 of 2024 has been filed complaining violation of the order dated 22.07.2024 passed by this Court in I.A. No.1 of 2024 in W.P. No.11366 of 2024.

7. In view of the fact that W.P. No.11366 of 2024 has been allowed by setting aside the impugned rejection orders dated 16.01.2023 and 26.03.2024 passed by the 1st respondent vide its order dated 22.04.2026, the present Contempt Case is closed. However, there shall be no order as to costs.

Miscellaneous petitions, if any, pending shall stand closed.

SD/- N.SRIHARI
DEPUTY REGISTRAR

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SECTION OFFICER

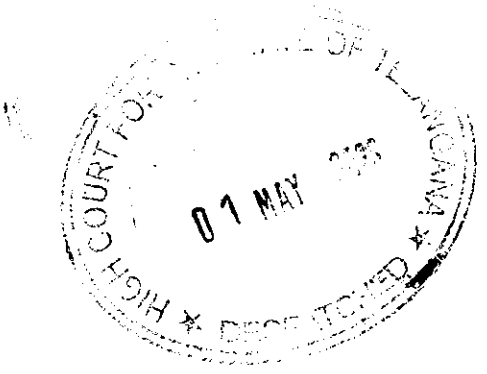
To,

1. Dr.T.S.Praveen Kumar, Working as Associate Professor of English, Government Degree College, Bellampally R/o.H.No.28-4-57,Caltex Area, Bellampally Mancherial District, Telangana State.
2. Two CCs to Government Pleader For Services I, High Court for the State of Telangana, at Hyderabad [OUT]
3. Two CD Copies

Sa/KA

HIGH COURT

DATED: 22/04/2026



COMMON ORDER

CC.Nos.2376 OF 2024

IN/AND

WP.Nos.11366 OF 2024

CLOSING THE CC

ALLOWING THE WP

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01/05/26
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