



2026:TSHC:11406
[3302]

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

**WEDNESDAY, THE SIXTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE K. SARATH

WRIT PETITION Nos.1637 and 4230 of 2026

WRIT PETITION No: 1637 OF 2026

Between:

Angadi Mahadevamma, W/o. Late Angadi Gurudevappa, Aged 79 years, Occ.
Household, R/o. 1-2-108/A, Subash Nagar, Mahabubnagar District - 509001,
Telangana.

...PETITIONER

AND

1. The State of Telangana, Rep. by Principal Secretary, Higher Education Department, Secretariat, Hyderabad- 500022, Telangana.
2. The Commissioner of Collegiate Education, Government of Telangana, 3rd Floor, Prof. Jayashankar Vidhya Bhavan, Nampally, Hyderabad-500001.
3. The Principal, MVS Government Degree College (Arts and Science), Christianpally, Mahabubnagar, Dist. 509001, Telangana.
4. The District Collector and District Magistrate, Integrated District Offices Complex, Palakonda Village, Mahabubnagar Urban Mandal, Mahabubnagar- 509001, Telangana.
5. Angadi Anand Sagar, S/o. Late Angadi Guru Devappa, age 64 Years, Occupation Retired Employee, R/o. H.No.1-2-89, Subash nagar, Mahabubnagar.

(R5 is impleaded as per C.O dt 06/03/2026 in IA 02/2026)

...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 one in the nature of Writ of



Mandamus declaring the action of the Respondent No.3, in insisting upon a Family Member Certificate, with holding the death and terminal benefits of Late Kum. Shivaleela and refusing to release the same as **contrary to Rules 50, 51 and 52 of the Telangana Revised Pension Rules, 1980, R/w Section 15(1) (c) of the Hindu succession Act, 1956**, As illegal, arbitrary and violative of Articles 14, 21 of the Constitution of India, and opposed to the principles of natural justice. And Consequentially **Direct the Respondents** to forthwith process and release all terminal benefits, death benefits, **Gratuity, Earned Leave (EL) encashment benefits, TSGLI, GPF, GIS** and all service - related dues of Late Kum. Shivaleela in favour of the petitioner, the **sole legal heir**, in terms of the Legal Heir Certificate passed in **O.S.No.51/2025 Dt. 06/08/2025** by the competent Civil Court Mahabubnagar. And further pleased to Declare that a **court - declared legal heir / judicial declaration** of legal heirship shall prevail over an administrative Family Member Certificate (FMC) for the purposes of sanction and release of family pension, death and terminal benefits, in terms of **Rules 50, 51 and 52 of the Telangana Revised Pension Rules, 1980 R/w Section 15(1) (c) of the Hindu Succession Act, 1956**.

I.A. NO: 1 OF 2026

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, particularly Respondent No.3, to forthwith consider, process and provisionally release the death and terminal benefits of Late Kum. Shivaleela, including Gratuity, Earned Leave (EL) encashment, TSGLI, GPF, GIS and all other service - related dues, in favour of the petitioner on the basis of the Legal Heir Certificate issued pursuant to the decree in O.S. No. 51 of 2025 Dt. 06-08-2025 by the competent Civil Court, without insisting upon a Family Member Certificate. in terms of Rules 50, 51 and 52 of the Telangana Revised Pension Rules, 1980 read with Section 15(1)(c) of the Hindu Succession Act, 1956, pending disposal of the above writ petition.

Counsel for the Petitioner: SMT VIJAYA LAXMI.CH

Counsel for the Respondent No.1 to 4: AGP FOR SERVICES-I



Counsel for the Respondent No.5: SRI G.RAJESHWAR RAO

2026:TSHC:11406

WRIT PETITION NO: 4230 OF 2026

Between:

Angadi Anand Sagar, S/o. late Angadi Guru Devappa, age 64 years,
Occupation Retired Employee, R/o. H.No.1-2-89, Subash nagar,
Mahabubnagar.

...PETITIONER

AND

1. The State of Telangana, Rep by Principal Secretary Higher Education Department Secretariat Hyderabad 500022 Telangana.
2. The Commissioner of Collegiate Education, Government of Telangana 3rd Floor Prof Jayashankar Vidhya Bhavan, Nampally, Hyderabad 500001.
3. The Principal MVS Government, Degree College Arts and Science Christianpally Mahabubnagar Dist 509001 Telangana
4. The District Collector and District Magistrate, Integrated District Offices Complex Palakonda Village Mahabubnagar Urban Mandal Mahabubnagar 509001 Telangana.
5. Angadi Mahadevamma, W/o Late Angadi Gurudevappa, Aged . 79 years Occ Household R/o 12108/A Subash Nagar, Mahabubnagar District 509001 Telangana.

...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 more particularly a WRIT OF MANDAMUS the action of the Respondent No.3 that not consider the Representation of the petitioner dated.14-02-2025 not to release any amount or death benefits payment of arrears, etc, pertaining to the deceased A.Shivaleela without consent of the petitioner and the respondent No.5 filed W.P.NO.1637 OF 2026 Before this Honble court without made the petitioner as party to the said W.P No. 1637 of 2026 and obtained order and the petitioner filed implead petition I.A.No.2 of 2026 in W.P.No.1637 of 2026 before this Honble Court the same was not putup along with main case on 06-02-2026 before this Hon'ble court the action of the respondent No.3 is as illegal, arbitrary, discriminatory and violative of Articles 14 and 16 of the Constitution of India.



2026:TSHC:11406

I.A. NO: 1 OF 2026

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.3 to consider the notice dated 14-02-2025 of the petitioner and not to not to release any amount or death benefits payment of arrears, etc, pertaining to the deceased A.Shivaleela pending disposal of the above writ petition.

Counsel for the Petitioner: SRI G.RAJESHWAR RAO

Counsel for the Respondent No.1 to 4: AGP FOR SERVICES-I

Counsel for the Respondent No.5: SMT VIJAYA LAXMI.CH

The Court made the following: COMMON ORDER



2026:TSHC:11406

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

THE HON'BLE SRI JUSTICE K.SARATH

WRIT PETITION Nos.1637 and 4230 of 2026

Date: 06.05.2026

W.P.No.1637 of 2026

Between:

Angadi Mahadevamma.

...Petitioner

AND

The State of Telangana,

Rep. by Principal Secretary,

Higher Education Department and others.

...Respondents

W.P.No.4230 of 2026

Between:

Angadi Anand Sagar.

...Petitioner

AND

The State of Telangana,

Rep. by Principal Secretary,

Higher Education Department and others.

...Respondents

**COMMON ORDER:**

Both the writ petitions are filed by the mother and son with rival claims for release of death and terminal benefits of late Shivaleela, Assistant Professor in Chemistry at MVS Government Degree College (Arts & Science), Christianpally, Mahabubnagar District, who died while in service on 26.03.2024. In view of the same, both the matters are taken up together for hearing and with the consent of both the contesting parties, these writ petitions are being disposed of at the stage of admission by this common order.

2. Heard Smt. Ch.Vijaya Laxmi, learned counsel for the petitioner in W.P.No.1637 of 2026, Sri G.Rajeshwar Rao, learned counsel for the petitioner in W.P.No.4230 of 2026 and learned Assistant Government Pleader for Services-I appearing for the respondents. Perused the material available on record.

3. The W.P.No.1637 of 2026 is filed by the mother of the deceased employee, questioning the action of the respondent No.3 in insisting upon a Family Member Certificate withholding the death and terminal benefits of late Shivaleela



and refusing to release the same, as being contrary to Rules 50, 51 and 52 of the Telangana Revised Pension Rules, 1980 read with Section 15 (1) (c) of the Hindu Succession Act, 1956 as illegal and arbitrary and consequently to direct the respondents to process and release all terminal benefits, death benefits, gratuity, earned leave encashment benefits, TSGLI, GPF, GIS and all service related dues of late Shivaleela in favour of the petitioner, the sole legal heir, in terms of the Legal Heir Certificate passed in O.S.No.51 of 2025 dated 06.08.2025 on the file of IV Additional Junior Civil Judge, Mahabubnagar.

4. The W.P.No.4230 of 2026 is filed by the brother of the deceased employee, questioning the action of the respondent No.3 in not considering the representation dated 14.02.2025 submitted by the petitioner, requesting not to release any amount or death benefits, arrears etc., pertaining to late Shivaleela, without the consent of the petitioner, in favour of the petitioner in W.P.No.1637 of 2026, as illegal and arbitrary.

5. Brief facts of the case as stated are that one



late A.Shivaleela, who was unmarried and worked as Assistant Professor in Chemistry at MVS Government Degree College (Arts & Science), Christianpally, Mahabubnagar District, died while in service on 26.03.2024. The petitioner in W.P.No.1637 of 2026 is the mother of the deceased employee and the petitioner in W.P.No.4230 of 2026 is the elder brother of the deceased employee. There is a dispute between the mother and son. The mother of the deceased employee approached the competent Civil Court by filing O.S.No.51 of 2025, seeking declaration as legal heir of late Shivaleela, being mother of the deceased employee and the same was decreed on 06.08.2025 on the file of IV Additional Junior Civil Judge, Mahabubnagar, declaring the mother as the legal heir of the deceased late Shivaleela. The petitioner in W.P.No.4230 of 2026 contended that he has filed a partition suit in O.S.No.28 of 2024 on the file of Principal Senior Civil Judge, Mahabubnagar, against his mother and other family members. Pending the said suit, the mother filed O.S.No.51 of 2025 without impleading him as respondent and impleading one of the grandson, obtained a decree and the same is null



and void and claiming that he is one of the legal heirs of the deceased employee as a Class-II legal heir under the Hindu Succession Act, 1956.

6. The contention of the petitioner in W.P.No.1637 of 2026 is that the petitioner, being the mother of the deceased employee, is entitled to receive all death and terminal benefits of her deceased daughter and is also eligible for family pension as per Rule 50 (5) of the Telangana Revised Pension Rules, as class-I legal heir of the unmarried deceased Government employee.

7. In the instant case, there is no valid nomination for receiving the death benefits, terminal benefits and gratuity and therefore, the same has to be paid to the legal heir of the deceased employee and the petitioner in W.P.No.1637 of 2026 is entitled to the same as she is the mother of the deceased employee.

8. As per Rule 50 of the Telangana Revised Pension Rules, 1980, the petitioner in W.P.No.1637 of 2026, being the mother of the deceased employee, is eligible to receive family pension and is also Class-I legal heir of late Shivaleela as per



Hindu Succession Act, 1956. The petitioner in W.P.No.4230 of 2026, being the brother, is a Class-II legal heir of the deceased employee. For all purposes, the mother is a Class-I legal heir and also the competent Court declared her as the legal heir of the deceased employee.

9. Taking into account of the same, the respondent authorities shall not insist upon a Family Member Certificate from the petitioner in W.P.No.1637 of 2026 and they shall take into account the Decree and Judgment passed in O.S.No.51 of 2025 dated 06.08.2025 on the file of IV Additional Junior Civil Judge, Mahabubnagar, process and release the death and terminal benefits and also sanction family pension to the mother of the deceased employee.

10. The petitioner in W.P.No.4230 of 2026, not being a Class-I legal heir and also mere filing of a partition suit against his mother and other family members, as well as the filing of the set aside petition for setting aside the legal heir certificate issued in favour of the petitioner in W.P.No.1637 of 2026, is not a ground for stopping the release of death and terminal benefits of the deceased Shivaleela and also family



pension to the petitioner in W.P.No.1637 of 2026 and the petitioner in W.P.No.4230 of 2026 cannot accrue any legal right in view of the pendency of civil cases.

11. The petitioner in W.P.No.1637 of 2026, who is the mother of the deceased employee and a Class-I legal heir, is entitled to the death and terminal benefits and also to family pension as per Rule 50 of the Telangana Revised Pension Rules, 1980. Accordingly, W.P.No.4230 of 2026 filed by the brother of the deceased employee is liable to be dismissed as he has no legal right to claim death and terminal benefits of late Shivaleela.

12. With the above findings, the Writ Petition No.1637 of 2026 is allowed by directing the respondent authorities to take appropriate steps to process and release all death and terminal benefits of late Shivleela, Assitant Professor in Chemistry at MVS Government Degree College (Arts and Science), Mahabubnagar District, in favour of Smt.Angadi Mahadevamma W/o late Angadi Gurudevappa, within a period of three (3) months from the date of receipt of a copy of this order.



13. In view of the above circumstances, the Writ Petition No.4230 of 2026 is dismissed as devoid of merits.

Miscellaneous applications, if any, pending in this writ petition, shall stand closed. There shall be no order as to costs.

**SD/- C.DEEPIKA
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Higher Education Department, Secretariat, Hyderabad, State of Telangana- 500022.
2. The Commissioner of Collegiate Education, Government of Telangana, 3rd Floor, Prof. Jayashankar Vidhya Bhavan, Nampally, Hyderabad-500001.
3. The Principal, MVS Government Degree College (Arts and Science), Christianpally, Mahabubnagar, Dist. 509001, Telangana.
4. The District Collector and District Magistrate, Integrated District Offices Complex, Palakonda Village, Mahabubnagar Urban Mandal, Mahabubnagar-509001, Telangana.
5. One CC to Ms. VIJAYA LAXMI.CH, Advocate [OPUC]
6. One CC to SRI G.RAJESHWAR RAO, Advocate [OPUC]
7. Two CCs to GP FOR SERVICES-I, High Court for the State of Telangana, at Hyderabad [OUT]
8. Two CD Copies

BSR
TKS



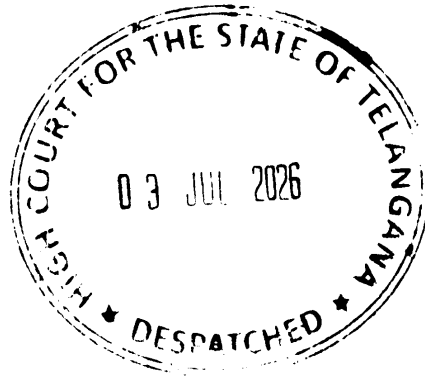
2026:TSHC:11406

HIGH COURT

DATED: 06/05/2026

COMMON ORDER

WP.Nos.1637 AND 4230 OF 2026



**ALLOWING THE W.P.No.1637 of 2026 &
DISMISSING THE W.P.No.4230 of 2026,
WITHOUT COST**

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01/07/26
K.B