

(SHOW CAUSE NOTICE BEFORE ADMISSION)

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**WEDNESDAY, THE TWENTY FOURTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR**

:PRESENT:

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION NO: 1635 OF 2024

Between:

D. Sampath Kumara Charyulu, S/o D. Venkata Charyulu,

Petitioner

AND

1. The State of Telangana, Rep by its Principal Secretary, School Education Department, Secretariat, Hyderabad.
2. The Commissioner, and Director of School Education, Saifabad, Hyderabad
3. The Accountant General (A & F), Saifabad, Hyderabad

Respondents

WHEREAS the Petitioner above named through his Advocate Sri PRAVEEN KUMAR CHALLA presented this 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 Writ of Mandamus declaring the action of respondents in not paying the pension as per last pay drawn even after Hon'ble High Court passed orders to pay arrears in WP No.15524/2017 as being illegal, arbitrary, discriminatory and is contrary to Rule 33 of Pension Rules and violative of Article 14 of the Constitution of India and consequently direct the respondents to pay full pension;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri PRAVEEN KUMAR CHALLA, Advocate for the Petitioner, GP FOR SERVICES-I, for Respondent Nos.1 & 2 and directed issue of notice to the Respondent No.3 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

The Accountant General (A & E), Saifabad, Hyderabad

Is/are directed to show cause on or before 20.02.2024 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA 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 pay the pension considering the last drawn pay pending disposal of WP No. 1635 of 2024, on the file of the High Court.

The Court made the following: ORDER

Notice before Admission.

Learned Government Pleader for Services-I takes notice on behalf of respondent Nos.1 and 2 and waives further notice and seeks time to file counter affidavit.

Registry is directed not to take out notice to respondent Nos.1 and 2 in view of this waiver.

Having regard to the submissions made by learned counsel for the petitioner, there shall be an interim direction to the respondents to pay the Pension to the petitioner, basing on his last drawn pay.

List on 20.02.2024

**SD/- P.PADMANABHA REDDY
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, School Education Department, State of Telangana, Secretariat, Hyderabad.
2. The Commissioner and Director of School Education, Saifabad, Hyderabad. (for 1 & 2 by RPAD)
3. The Accountant General (A & E), Saifabad, Hyderabad. (by RPAD- along with a copy of petition and affidavit)
4. One CC to SRI. PRAVEEN KUMAR CHALLA, Advocate [OPUC]
5. Two CCs to GP FOR SERVICES I, High Court at Hyderabad. [OUT]
6. One spare copy

HIGH COURT

PKJ

DATED:24/01/2024

POST ON 20.02.2024

NOTICE BEFORE ADMISSION

WP.No.1635 of 2024

DIRECTION

