HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MAIN CASE No: W.P.No.2339 of 2026

PROCEEDING SHEET

Sl. No.	DATE	ORDER	OFFICE NOTE
4.	11.03.2026	**SK, J** **W.P.No.2339 of 2026** Notice before Admission. Learned Government Pleader for Services-l takes notice on behalf of the respondents, waives further notice and seeks time to file counter. The Registry is directed not to take out notice to the respondents in view of the above waiver. Post this matter along with W.P.No.1158 of 2025 on 22.04.2026. **SK, J** **I.A.No.1 of 2026** **in** **W.P.No.2339 of 2026** Heard Sri S.Gopal Rao, learned counsel for the petitioner and learned Assistant Government Pleader for Services-I appearing for the respondents and perused the material available on record. Learned counsel for the petitioner submits that the petitioner is working as Deputy Commercial Tax Officer in the O/o. the Joint Commissioner (ST), Warangal Division, and she is fully qualified and eligible for promotion to the post of Commercial Tax Officer. Learned counsel for the petitioner further submits that on earlier occasion, the petitioner has filed W.P.No.1158 of 2025 seeking a direction to the respondent authorities to consider the case of the petitioner to the post of Commercial Tax Officer without reference to the Crime No.03/ACB-WRL/2020, dated 31.08.2020. Upon perusal of the facts of the case, this Court granted interim order dated 10.01.2025 in W.P.No.1158 of 2025 in favour of the petitioner.	Transferred to I.O. folder before corrections, if any.

		Pending the said W.P.No.1158 of 2025, the respondent authorities issued impugned Charge Memo in CCT's Proceedings No.V2/83/2020-I dated 11.07.2025 against the petitioner, for the same set of facts. In view of the same, the respondents are not considering the petitioner's case for promotion on the ground of pending Article of Charges framed against the petitioner *vide* CCT's Proceedings No.V2/83/2020-I dated 11.07.2025 on the file of the respondent No.1. Learned counsel for the petitioner further submits that the respondent authorities, without following their own consolidated instructions *vide* G.O.Ms.No.175 General Administration (Services-C) Department dated 21.08.2025 to expedite the process of disciplinary cases within stipulated period and not considering the case of the petitioner for promotion to the post of Commercial Tax Officer as per Judgment of the Hon'ble Apex Court in ***State of Punjab v. Chaman Lal Goyal***[1] and therefore, requested this Court to pass interim order by directing the respondent authorities to consider the case of the petitioner for promotion to the post of Commercial Tax Officer without reference to the Charge Memo *vide* CCT's Proceedings No.V2/83/2020-I dated 11.07.2025. Learned Assistant Government Pleader for Services-I submits that due to administrative delay, the respondent authorities have not concluded the disciplinary proceedings within the stipulated period and they will follow procedure as per law. In view of the same, this is not a fit case to pass interim order in favour of the petitioner and therefore, requested this Court not to pass interim order in favour of the petitioner and seeks time to file counter. After hearing both sides and on perusal of entire material available on record, this Court is of the considered view that the respondent authorities have not	

[1] **(1995) 2 SCC 570**

followed their own instructions for concluding the pending disciplinary proceedings at various levels as per G.O.Ms.No.175 General Administration (Services-C) Department dated 21.08.2025 and are also not considering the case of the petitioner for promotion to the post of Commercial Tax Officer under the guise of Charge Memo in CCT's Proceedings No.V2/83/2020-I dated 11.07.2025 issued by the respondent No.1.

In view of non-compliance of instructions of the Government in G.O.Ms.No.175 General Administration (Services-C) Department dated 21.08.2025 by the respondent authorities and in view of the law laid down by the Hon'ble Apex Court in ***State of Punjab v. Chaman Lal Goyal (supra)***, there shall be **interim direction** to the respondent authorities to consider the case of the petitioner for promotion to the post of Commercial Tax Officer, as and when promotions takes place, without reference to the Charge Memo in CCT's Proceedings No.V2/83/2020-I dated 11.07.2025 issued by the respondent No.1.

SK, J

spk