

IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

MONDAY, THE NINETEENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION (TR) NO: 3390 OF 2017

Between:

G.KANTHAIAH, S/o. G. Venkaiah, Age 55 years, Occ Executive Engineer/Dy.
Superintendent Engineer, HL and WBM Circle, Hyderabad.

AND

...PETITIONER

1. The State of Telangana, rep.by its Principal Secretary, I and CAD Dept., Secretariat, Hyderabad. 500022
2. The Engineer-in-Chief(Admin.wing), I and CAD Dept. State of Telangana, Hyderabad.

...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 to direct the respondents to consider the case of the applicant for promotion to the post of Superintending Engineer without reference to the more than 7 years long pending CC.No.32/2007 on the file of the Additional Special Judge for SPE and ACB Cases, Hyderabad as several of his juniors were already promoted by declaring the action of the respondent in not considering the case of the applicant for promotion to the post of Superintending Engineer on the ground that the said C.C.No.32/2007 is pending as illegal, arbitrary, irrational, and violation of the Articles 14, 16 and 21 of the Constitution of India.

I.A. NO: 1 OF 2017(WVMP(TR). NO: 632 OF 2017)
Between:

1. Principal Secretary to Government, I and CAD Dept., Government of Telangana, Secretariat, Hyderabad.
2. The Engineer-in-Chief(Admin.wing), I and CAD Dept. Errummanzil, Hyderabad.

AND

.....Applicants

G.KANTHAIAH, S/o. G. Venkaiah, Age 55 years, Occ Executive Engineer/Dy. Superintendent Engineer, HL and WBM Circle, Hyderabad.

...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 interim orders dated 26.02.2015 in I.A. No. 1298 of 2015.

Counsel for the Petitioner: SRI. G VENKATA KRISHNAIAH

Counsel for the Respondents: GP FOR SERVICES -I

The Court made the following: ORDER

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

THE HON'BLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION (TR) No.3390 OF 2017

Date:19.01.2026

Between:
G.Kanthaiah.

...Petitioner

AND

The State of Telangana,
represented by its Principal
Secretary, I & CAD
Department, Secretariat,
Hyderabad and another.

...Respondents

ORDER:

This Writ Petition (Tr.) is filed seeking to declare the action of the respondents in not considering the case of the petitioner for promotion to the post of Superintending Engineer, without reference to C.C. No.32 of 2007 pending on the file of learned Additional Special Judge for SPE and ACB Cases, Hyderabad, as illegal and arbitrary.

2. Heard Sri G.Venkata Krishnaiah, learned counsel for the petitioner and learned Government Pleader for Services-I appearing for respondent Nos.1 and 2.

3. Learned counsel for the petitioner submitted that the petitioner was acquitted from Criminal Case *vide* judgment dated 29.10.2019 in C.C.No.32 of 2007, and therefore, he is entitled to be considered for promotion to the post of Superintending Engineer as per G.O.Ms.No.529, General Administration (Services-C) Department, dated 19.08.2008.

4. Learned Government Pleader for Services-I appearing for the respondents, on instructions, submits that during the pendency of the Writ Petition (tr.), the petitioner was retired from service on 31.05.2019 and that he was acquitted from the Criminal case *vide* C.C.No.32 of 2007 dated 29.10.2019. He further submitted that the Anti Corruption Bureau filed a Criminal Appeal *vide* CrI.A.No.431 of 2020 before this Court and the same is still pending. Further, the entire retirement benefits pertaining to the petitioner was paid to him *vide* proceedings Lr.No.PAG(A&E)/P19/II/K-749/SP770/2020-01/2331 dated 22.10.2024.

5. At this juncture, learned counsel for the petitioner prays this Court to permit the petitioner to submit a representation to the respondents seeking promotion to the post of Superintending Engineer and that the respondents may be

directed to consider the same, within a stipulated period of time.

6. Having regard to the submissions made by learned counsel for the respective parties, the Writ Petition (TR) is disposed of, permitting the petitioner to submit a representation for redressal of his grievance, within a period of two (2) weeks from the date of receipt of a copy of this order. Upon receipt of such a representation, the respondents are directed to consider the same, in terms of G.O.Ms.No.529 dated 19.08.2008, and pass appropriate orders thereon, strictly in accordance with law, as expeditiously as possible, preferably within a period of six (06) weeks therefrom and communicate a copy of the same to the petitioner.

Miscellaneous petitions pending, if any, shall stand closed.

There shall be no order as to costs.

SD/-B. REKHA RANI
ASSISTANT REGISTRAR

//TRUE COPY//

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SECTION OFFICER

To,

1. The Principal Secretary, I and CAD Dept., State of Telangana, Secretariat, Hyderabad. 500022
2. The Engineer-in-Chief(Admin.wing), I and CAD Dept. State of Telangana, Hyderabad.
3. One CC to SRI. G VENKATA KRISHNAIAH, Advocate [OPUC]
4. Two CCs to GP FOR SERVICES -I, High Court for the State of Telangana, at Hyderabad [OUT]
5. Two CD Copies

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HIGH COURT

DATED: 19/01/2026

ORDER

WP(TR).No.3390 of 2017



DISPOSING OF THE WRIT PETITION(TR)
WITHOUT COSTS

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