

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE THIRD DAY OF JULY
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

IA.No.2 of 2023

IN

WRIT PETITION NO: 11365 OF 2023

IA NO: 1 OF 2023:

Between:

Budemgari Raju, S/o Narahari or Haraiah, Aged 48 years, Archaka (on Consolidated pay), Sri Raja Rajeshwara Swamy Devasthanam, Vemulawada, Rajanna Sircilla district.

Petitioner

AND

1. State of Telangana, Rep. by its Principal Secretary to Government, Revenue (Endowments) Department, Secretariat, Hyderabad.
2. The Commissioner of Endowments, Telangana, Boggulakunta, Hyderabad.
3. The Executive Officer, Sri Raja Rajeshwara Swamy Devasthanam, Vemulawada, Rajanna Sircilla District.

Respondents

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents to regularize his services as Archaka in the 3rd respondent temple and grant him time scale instead of consolidated pay as was given to the other similarly situated Archakas as per the dicta laid down by the Hon'ble Supreme Court in State of Punjab vs. Jagjit Singh reported in (2017) 1 SCC 148, pending disposal of WP.No.11365 of 2023, on the file of the High Court.

IA.No.2 of 2023

Between:

The Executive Officer, Sri Raja Rajeshwara Swamy Devasthanam, Vemulawada, Rajanna Sircilla District.

Petitioner/

Respondent No.3 IN IA.No.1 of 2023

AND

1. Budemgari Raju, S/o Narahari or Haraiah, Aged 48 years, Archaka (on Consolidated pay), Sri Raja Rajeshwara Swamy Devasthanam, Vemulawada, Rajanna Sircilla district.

**Respondent /
Petitioner in IA.No.1 of 2023**

2. State of Telangana, Rep. by its Principal Secretary to Government, Revenue (Endowments) Department, Secretariat, Hyderabad.
3. The Commissioner of Endowments, Telangana, Boggulakunta, Hyderabad.

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 dismiss the instant writ petition by vacating the interim orders issued in I.A. No. 1 of 2023 in W.P. No. 11365 of 2023, Dt: 29.08.2023 in the interest of justice. Pending disposal of WP No. 11365 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 29.08.2023, 26.09.2023, 01.11.2023, 08.11.2023, 29.12.2023, 12.01.2024, 30.01.2024, 01.02.2024, 08.02.2024, 07.03.2024, 28.03.2024, 30.04.2024, 10.06.2024, 11.06.2024, 18.06.2024 & 26.06.2024 made in WP.No.11365 of 2023 and upon hearing the arguments of SRI. M.V. RAMA RAO, Advocate for the Petitioner in IA.No.1 of 2023 and Respondent No.1 in IA.No.2 of 2023, GP FOR ENDOWMENTS, for the Respondent Nos.1 and 2 in IA.No.1 of 2023 & Respondent Nos.2 & 3 in IA.No.2 of 2023 and SRI. J.R. MANOHAR RAO, SC for the Respondent No.3 in IA.No.1 of 2023 and Petitioner in IA.No.2 of 2023, the Court made the following;

ORDER:

This application is filed seeking to dismiss the instant writ petition by vacating the interim orders issued in I.A.No.1 of 2023 in W.P.No.11365 of 2023 dated 29.08.2023.

Learned counsel for the applicants/respondents has submitted that minimum time scale was not extended to the petitioner as they have filed the present vacate stay application regarding regularization of services of the petitioner and prayed to modify the order dated 29.08.2023 to that effect.

Perused the record.

At the time of admission, this Court has granted interim relief as prayed for i.e., on 29.08.2023.

The interim prayer sought in this writ petition is to regularize the services of the petitioner as Archaka in respondent No.3 temple and grant him time scale instead of consolidated pay as was given to the other similarly situated archakas as per the dicta laid down by the Hon'ble Supreme Court in the State of Punjab v Jagjit Singh reported in (2017) 1 SCC 148.

In view of the submission made by the parties, this application is ordered and the interim order dated 29.08.2023 is modified and the respondents are directed to pay minimum time scale to the petitioner in terms of the judgment of Hon'ble Supreme Court in the State of Punjab v. Jagjit Singh (cited supra).

Post on 07.08.2024.

SD/-N.RAJ GOPAL
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to SRI. M.V. RAMA RAO, Advocate [OPUC].
2. Two CCs to GP FOR ENDOWMENTS, High Court for the State of Telangana at Hyderabad [OUT].
3. One CC to SRI J R MANOHAR RAO, SC for Endowments [OPUC]
4. One spare copy

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HIGH COURT

PKJ

DATED: 03.07.2024

LIST ON 07.08.2024

ORDER

IA.No.2 of 2023

IN

WP.No.11365 of 2023

IA IS ORDERED

