



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

**WEDNESDAY, THE SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY FIVE**

PRESENT

**THE HONOURABLE SRI JUSTICE P.SAM KOSHY
AND
THE HONOURABLE SRI JUSTICE NARSING RAO NANDIKONDA**

WRIT PETITION NO: 12160 OF 2024

Between:

Banda Sudhakar, S/o. Banda Shekar, Aged about. 27 years, Occ. Private,
R/o. H.No. 1-16, Dilavar Guda, Kollapadkal Village, Maheshwaram Mandal,
Ranga Reddy District - 509325.

...PETITIONER

AND

1. The Registrar, (Recruitment), High Court of Telangana, Hyderabad.
2. The Principal Secretary, General Administration Department, Government of Telangana, Secretariat Buildings, Hyderabad.
3. The Principal District and Sessions Judge, Ranga Reddy District.

...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 appropriate Writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS or any other appropriate Writ or direction to the respondent authorities by declaring the action of the respondent authorities in not appointing and posting the petitioner as Office Subordinate in spite of his successful selection in terms of the 'notification issued by the 1st respondent authority and getting finally selected vide selection notification in R.O.C. No. 6/2023, Dt. 20-01-2023 and not appointing and posting him in the proceedings issued by the 3rd respondent authority in proceedings Dis. No. 1132/ADMN/2024, Dt. 05-03-2024 as illegal, arbitrary and unconstitutional and also against the principles of natural justice and also against the service rules and consequently direct the respondent authorities to appoint and post the petitioner as Office Subordinate in the unit of Ranga Reddy District Judicial unit in terms of his final



2025:TSHC:16500-DB

selection as notified by the 1st respondent authority vide notification in R.O.C. No. 6/2023, Dt. 20-01-2023.

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 direct the respondent authorities to appoint and post the petitioner as Office Subordinate in the unit of Ranga Reddy District Judicial unit in terms of his final selection as notified by the 1st respondent authority vide notification in R.O.C. No. 6/2023, Dt. 20-01-2023.

Counsel for the Petitioner: SRI M.SALEEM

Counsel for the Respondent No.1: SMT. VEDULA CHITRALEKHA

Counsel for the Respondent No.2: GP FOR GENERAL ADMN DEV

Counsel for the Respondent No.3: SMT. SHALINI, GP FOR SERVICES-II

The Court made the following: ORDER



2025:TSHC:16500-DB

**THE HON'BLE SRI JUSTICE P.SAM KOSHY
AND
THE HON'BLE SRI JUSTICE NARSING RAO NANDIKONDA**

WRIT PETITION NO.12160 OF 2024

ORDER: *(per Hon'ble Sri Justice Narsing Rao Nandikonda)*

This Writ Petition, under Article 226 of the Constitution of India, is filed seeking to declare the action of the respondent authorities in not appointing and posting the petitioner as an Office Subordinate in spite of his successful selection in terms of the Notification issued by respondent No.1 in R.O.C No.06/2023, dated 20.11.2023 and not appointing and posting him pursuant to the proceedings issued by respondent No.3 in proceedings Dis.No.1132/ADMN/2024, dated 05.03.2024, as arbitrary, illegal and against the principles of natural justice and consequently to direct the respondent authorities to appoint him as an Office Subordinate in Ranga Reddy District Judicial unit in terms of final selection list notified by respondent No.1 *vide* Notification in R.O.C.No.06/2023, dated 20.11.2023.

2. The brief facts of the case are that respondent No.1 issued Notification No.06 of 2023, dated 02.01.2023, inviting applications from the suitable candidates for direct



recruitment to the posts of Office Subordinate in the Telangana Judicial Ministerial and Subordinate Service. Since the petitioner is having the requisite qualification as mentioned in the said notification, he applied to the said post. He was qualified in the written test and called for oral interview. Thereafter, on 18.10.2023 he appeared for oral interview conducted by the respondent authorities and stood qualified. It is further stated that in terms of the Notification, dated 02.01.2023, final selection list of candidates for the post of Office Subordinates was notified by respondent No.1 in R.O.C.No.6 of 2023, dated 20.11.2023, wherein the petitioner was selected for the post of Office Subordinate and he was allotted to his native unit of Ranga Reddy District. As per the final selection list *vide* proceedings Dis.No.1132/ADMN/2024, dated 05.03.2024, the selected candidates were allotted to various Courts in Ranga Reddy District. However, though the petitioner's name was mentioned in the final selection list issued by respondent No.1, dated 20.11.2023, he was not posted in the said post till date.



3. It is case of the petitioner that at the time of final selection, he produced Secondary School Certificate apart from other certificates relating to technical courses through vocational training in skill development. It is stated that after verification of his qualification and qualifying in the written examination, his candidature was finalized by respondent No.1 and final selection notification was issued by respondent No.1 vide notification, dated 20.11.2023, wherein the petitioner was selected and he was allotted to Ranga Reddy unit at Sl.No.30. He further submitted that in terms of the final list issued by respondent No.1, he was issued proceedings by respondent No.3, which is against the recruitment rules and denying the petitioner's employment after he successfully selected in the said post and which action of the respondents is against the principles of natural justice.

4. Respondent No.1 filed counter-affidavit and it is stated that after the examination conducted by TATA Consultant Services, answer sheets were evaluated and thereafter, the Registrar (Recruitment) prepared the list of candidates, who secured the minimum marks, in the ratio of



1:3 and called for oral interview. The petitioner was provisionally selected in Open Category for the post of Office Subordinate from Ranga Reddy District. It is further stated that the Principal District Judge, Ranga Reddy in Dis.No.311 /ADMN./2024 dated 19.01.2024, informed the High Court that during verification of the eligibility of the provisionally selected candidates before issuing the appointment orders, they noticed that the petitioner said to be possessed higher qualification that as he pursued ITI Fitter 2 years Course during the Academic Years of 2014 to 2016 after S.S.C. Basing on which, respondent No.1 treated the petitioner's qualification as higher qualification than the qualification prescribed for the post of Office Subordinate. As per notification, he must have passed 7th to 10th Class or its equivalent examination. It is stated in the said notification it is stated that the candidates who are having higher qualification than the 10th class shall not be considered as eligible for the said post. It is further stated that since the petitioner is having higher qualification than the qualification prescribed in the Notification, on the said ground his



candidature was rejected and he was not given appointment order.

5. Heard Mr.M.Saleem, learned counsel for the petitioner, Smt.Vedula Chitralekha learned Standing Counsel for respondent No.1 and Smt. Shalini, learned Government Pleader for Services-II, appearing for respondent No.3.

6. Considering rival contentions of both the counsel, the point that arises for consideration in this writ petition is **whether the Technical Skill i.e., ITI qualification can be treated as higher qualification or an additional qualification?**

7. **POINT:** The contention of learned counsel for the petitioner is that the petitioner completed Fitter Course from Industrial Training Institute (ITI) from August, 2014 to July 2016. According to him, the said course is an additional technical skill and it cannot be treated as higher qualification as it is related to technical qualification.

8. The main contention of learned counsel for the respondents is that as the petitioner has possesses more than the required qualification for the post of Office Subordinate as



mentioned in the Notification, his candidature was not considered.

9. For the sake of convenience, it is necessary to reproduce the qualification required for the post of Office Subordinate mentioned in the Notification No.06/2023, dated 02.01.2023, for direct recruitment in the Telangana Judicial Ministerial and Subordinate Service issued by the Registrar (Recruitment)

"5. EDUCATIONAL QUALIFICATION:

- a) Must have passed any exam between 7th to 10th class or its equivalent examination. But the candidate who is having higher qualification than 10th class shall not be considered as eligible.
- b) The applicants have to state in their online application, the professional skills they have, such as, cooking, carpentry, plumbing, electrical and painting etc. For the purpose of performing duties with respect of their professional skills at the residence s of Judicial Officers."

10. Learned counsel for the petitioner further contended that the petitioner is having the equal qualification as required for the post of Office Subordinate, as sought for in the notification. He further submitted that petitioner was successful in the written test conducted by the respondent authorities and thereafter, he was called for oral interview on 18.10.2023 and in the said oral interview he stood successful



and selected for the post of Office Subordinate. Thereafter, respondent No.1 also issued final list *vide* R.O.C.No.06/2023, dated 20.11.2023, wherein the name of the petitioner was shown as he was selected for post Office Subordinate and allotted to his native unit of Ranga Reddy District. He further submitted that pursuant to the proceedings, dated 20.11.2023, respondent No.3 *vide* proceedings in Dis.No.1132/ADMN/2024, dated 05.03.2024 issued appointment letters to successful candidates in various Courts of Ranga Reddy District. But, in spite the petitioner's name was shown in the final selection list issued by respondent No.1, he was not posted in any of the vacancies notified.

11. He further submitted that the petitioner has produced his Secondary School Certificate apart from technical qualifications through vocational training for skill development at the time of final selection. After verification of all the certificates produced by him, his candidature was finalized by respondent No.1 and allotted to Ranga Reddy District unit. Therefore, the action of respondent No.3 in not issuing the posting orders to the petitioner is against the

recruitment rules of Office Subordinate and also depriving the right of the petitioner to work as Office Subordinate after successful selection is against the principles of natural justice. In support of his contentions he also placed reliance on the judgment of the Hon'ble Supreme Court in **Parvaiz Ahmed Parry v. State of Jammu & Kashmir and others¹** and **Chandra Shekhar Singh and others v. The State of Jharkhand and others²**

12. On the other hand, learned Government Pleader for Services-II would submit that the qualification acquired by the petitioner would come within the meaning of higher qualification for the reason that after completion of S.S.C, the petitioner could acquire further qualifications by going to Polytechnic or Engineering course. She also tried to point out that the said qualification would come within the definition of higher qualification and that cannot be treated as additional qualification.

13. Considering the rival contentions of both the parties and perusal of the notification issued by respondent

¹ Civil Appeal No. 3358 of 2015, dated 06.11.2015

² Civil Appeal NO (S) No 10389 of 2024



No.1, it clearly shows that the required qualification for the post of Office Subordinate is the candidates must have passed any examination between 7th to 10th Class or its equivalent examination. Along with Memo, dated 22.07.2024, respondent No.1 also filed relevant material papers pertaining to the admission process for admission into TG ITI Admission 2024 Prospectus. The educational qualification prescribed for admission into ITI is 10th pass/8th pass. He further contended that the petitioner got admission in the year 2014 as Fitter and he passed ITI in the month of July, 2016. After S.S.C., he did ITI for a period of three years, which has to be treated as higher qualification and hence, she prays to dismiss the writ petition.

14. No doubt, the qualification prescribed for the post of Office Subordinate is 7th to 10th. After completion of SSC, the petitioner obtained admission in ITI for Fitter trade, which is three-year course. As seen from the notification, besides the educational qualification prescribed for the post of Office Subordinate in the notification, respondent No.1 also observed that the candidates have to state professional skills they have such as, cooking, carpentry, plumbing, electrical

painting etc., for the purpose of performing duties with respect of their professional skills at the residences of Judicial Officers

15. It is the specific case of the petitioner that as per notification only, he placed all his certificates before the recruitment authorities stating that he possessed an additional qualification which they have sought for. He further stated that the certificate relating to special skill of 'Fitter' has produced before this Court and this Court perused the same.

16. Having gone through the certificates placed before this Court, this bench is of the considered opinion that the petitioner is having professional skills out of the skills sought for, such as cooking carpentry, plumbing, painting etc., for performing duties with respect of their professional skills at the residences of the Judicial Offices. This means that the petitioner acquired a special professional skill, besides passing of examination of 7th to 10th class or its equivalent examination. The intention of the respondent authorities would clear that from the upper limb i.e., Sl.No.5 of the said notification, the respondent authorities can be treated the



same only for the purpose of educational qualification and when it comes to the higher qualification, the said requirement shall only be professional skill, which the petitioner holds, and to show that he is having that special skill in the electrical and in any one may be taken as a additional skill by the respondent, the petitioner would come within the said definition that he is having special skill in electrical. The said notification would clearly show the intention of the respondent that the said skills which are mentioned are not exhaustive. It is not only limited to the said skills and any other skills which would be considered for the said post. This bench is of the opinion that the qualification which the petitioner acquired can only be taken as an additional qualification being on the technical aspect and the same cannot be taken as a higher qualification, thereby barring the petitioner from being considered for the post of the Office Subordinate.

17. Admittedly, the petitioner was having educational qualification of S.S.C, which is otherwise the required qualification for the post minus the technical qualification which the petitioner possess otherwise, the petitioner is very

much eligible for the said post. For the reason that he was possessing the additional qualification of ITI cannot be ground for rejecting the candidature of the petitioner for the post of Office Subordinate. Besides that, the intention of submission of the said certificate by the petitioner can be culled out that he wanted to place the same before the recruiting authority that he possessed an additional qualification which is sought for by the respondents. As per clause 5(a) and 5(b) of the notification, the petitioner possessed additional qualification, which falls under professional skills.

18. Therefore, this Bench is of the opinion that rejection of the petitioner for the post of Office Subordinate is not justifiable. Therefore, the respondent authorities are directed to issue appointment order to the petitioner in appointing him for the Office Subordinate in the category of BC-B.

19. At this stage, it is brought to the notice of this Bench that there are no existing vacancies in the said category i.e., BC-B, in which the petitioner was selected for the post of Office Subordinate. Since the petitioner is due for





the said post, which he was already selected and due to the mistake committed by the respondents his candidature was rejected. As the petitioner lost his opportunity to get appointment and to do substantial justice to him, this Bench opines that his candidature shall be considered in the existing vacancies in the recruitment, which is under process. In such a case, the respondents are directed to accommodate the petitioner into the said vacancy in the category of BC-B available as on that date and issue appointment order as well as posting orders to him as Office Subordinate, in accordance with law.

20. With the above observations, the Writ Petition is allowed. There shall be no order as to costs.

Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

SDI-P. PONNA KRISHNA
ASSISTANT REGISTRAR

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SECTION OFFICER

To

1. The Registrar, (Recruitment), High Court of Telangana, Hyderabad.
2. The Principal Secretary, General Administration Department, Government of Telangana, Secretariat Buildings, Hyderabad.
3. The Principal District and Sessions Judge, Ranga Reddy District.
4. One CC to SRI M.SALEEM, Advocate [OPUC]
5. One CC to SMT. VEDULA CHITRALEKHA, Advocate [OPUC]
6. Two CCs to GP FOR GENERAL ADMN DEV, High Court for the State of Telangana, at Hyderabad. [OUT]
7. Two CCs to GP FOR SERVICES-II, High Court for the State of Telangana, at Hyderabad. [OUT]
8. Two CD Copies

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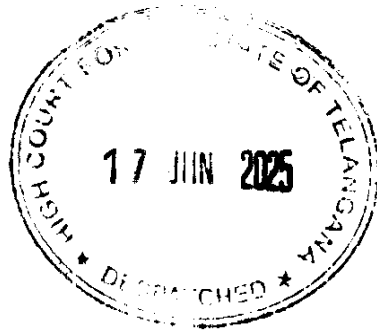
2025:TSHC:16500-DB

HIGH COURT

DATED:02/04/2025

ORDER

WP.No.12160 of 2024



ALLOWING THE WRIT PETITION
WITHOUT COSTS

(2)

kpr
16/6/25