

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE THIRD DAY OF JULY TWO THOUSAND AND NINETEEN

:PRESENT:

THE HONOURABLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO: 13383 OF 2019



Between:

M. Gopala Krishna, S/o. Late Venkateswarlu, Aged about 59 years, Occ. Head Constable, Railway Protection Force, R/o. H.No. 3-54, Angadiveedi, near Railway Station, Kadapa, Kadapa District.

...Petitioner

AND

1. Union of India, Rep. by its Principal Security Commissioner, Railway Protection Force, Rail Nilayam, Secunderabad.
2. Divisional Security Commissioner, Railway Protection Force, Guntakal Division, Guntakal, Ananthapur District.

...Respondents

WHEREAS the Petitioner above named through his Advocate Mr. J.M.NAIDU 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 the 2nd respondent in granting M.A.C.P benefit of grade pay 2400/- with effect from 14.09.2014 instead of 17.08.2011 as the petitioner has completed the punishment vide Divisional Order No. 62 of 2006 (G/XP.638/2/MGK/99) dated 18.08.2006 and grade pay of 2800/- in the post of Assistant Sub-Inspector in the year 2012 and grade pay of 4200/- in the post of Sub-Inspector with effect from 17.08.2013 is illegal, arbitrary and violative of Art. 14, 16 and 21 of the Constitution of India and consequently direct the respondents to sanction the release of M.A.C.P benefits with grade pay of 2400/- w.e.f 17.08.2011, an with grade pay of 2800/- w.e.f 16.08.2012 and grade pay of 4200/- w.e.f 16.08.2013 along with all consequential benefits including pay fixation and release of monetary benefits.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Mr. J.M.NAIDU, Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Security Commissioner, Union of India, Railway Protection Force, Rail Nilayam, Secunderabad.
2. The Divisional Security Commissioner, Railway Protection Force, Guntakal Division, Guntakal, Ananthapur District.

are directed to show cause 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.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

List after two (2) weeks.

//TRUE COPY//

SD/- M.RAMANA KRISHNA
ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To,

1. The Principal Security Commissioner, Union of India, Railway Protection Force, Rail Nilayam, Secunderabad. ✓
2. The Divisional Security Commissioner, Railway Protection Force, Guntakal Division, Guntakal, Ananthapur District (RR 1 & 2 by RPAD along with a copy of petition and affidavit). ✓
3. One CC to Mr. J.M.NAIDU, Advocate [OPUC]. ✓
4. One spare copy. ✓

HIGH COURT

AKSJ

DATED:03/07/2019

LIST AFTER TWO (2) WEEKS

NOTICE BEFORE ADMISSION

WP.No.13383 of 2019

