



2026:TSHC:8472
[3301]

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

THURSDAY, THE FIFTH DAY OF MARCH
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION NO: 8947 OF 2017

Between:

M.Vijay Kumar, S/o. Late Venkataiah, aged about 35 years, Occ Home Guard (Removal), Vide H.G.No.197, R/o. 1-7-94/15, Vivekananda Nagar, Near Collectorate Banglow, Mahabubnagar Town and District

...PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary, Home Department, Secretariat, Hyderabad
2. The Additional Director General Of Police, (Home Guards) DGP Office Premises, Lakdikapool Hyderabad 500 021
3. The Superintendent of Police, Mahabubnagar, Mahabubnagar District 509 001

...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 a Writ, order or direction or more particularly one in the nature of Writ of Mandamus, declaring the action of the 3rd respondent in removing the petitioner from the service of Home Guard by an Order dated 21.01.2010 in Proc No.31/RIGHS/MBNR/2009-D.O. No.26/2010 as arbitrary, illegal and in violation of principles of natural justice and against the settled principles of law and consequently set aside the same.

Counsel for the Petitioner: SMT KALLA TULASI DURGAMBA

Counsel for the Respondents: GP FOR SERVICES (HOME)

The Court made the following: ORDER



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

THE HON'BLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION No.8947 OF 2017

Dated 5th March, 2026

Between:

M. Vijay Kumar

... Petitioner

AND

The State of Telangana,
Rep by its Principal Secretary,
Home Department, Secretariat
Hyderabad & (2) others

... Respondents

ORDER:

Seeking to call for the records pertaining to the impugned removal order passed by respondent No.3 vide Proc No.31/RIGHS/MBNR/2009-D.No.26/2010 dated 21.01.2010 and set aside the same, the present Writ Petition is filed.

2) Heard the learned counsel for the petitioner, learned Government Pleader for Services (Home) appearing for the respondents.

- 3) When the matter is taken up for hearing, learned counsel appearing for both the parties submit that the subject matter of this writ petition is squarely covered by the adjudication of the Division Bench of this Court in W.P.Nos.35460 of 2013 & batch vide common order dated 08.06.2018.
- 4) Having regard to the above made submissions and for the reasons alike in the common order dated 08.06.2018 passed by the Division Bench of this Court in W.P.Nos.35460 of 2013 & batch and in view of the fact that the impugned removal order has been passed without affording any opportunity to the petitioner in utter violation of Rule 7 (4) of the Madras Home Guards Rules, 1949, framed under the Home Guards Act, 1948, the impugned removal order dated 21.01.2010 is set aside and the respondents are directed to reinstate the petitioner into service subject to fitness but without any benefits in relation to his past service, including seniority, continuity of service and attendant benefits.
- 5) Accordingly, the Writ Petition is allowed.
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Miscellaneous petitions pending, if any, in this writ petition shall stand closed. No costs.

**That Rule Nisi has made Absolute as above witness
The Hon'ble SRI APARESH KUMAR SINGH, The Chief Justice on this
Thursday, the Fifth Day of March, Two Thousand and Twenty Six.**

//TRUE COPY//

**Sd/-M.OSMAN ALI BAIG
ASSISTANT REGISTRAR
SECTION OFFICER**

To,

1. The Principal Secretary, Home Department Secretariat, Hyderabad, State of Telangana.
2. The Additional Director General Of Police, (Home Guards) DGP Office Premises, Lakdikapool Hyderabad 500 021
3. The Superintendent of Police, Mahabubnagar, Mahabubnagar District 509 001
4. One CC to SMT KALLA TULASI DURGAMBA, Advocate [OPUC]
5. Two CCs to GP FOR SERVICES (HOME), High Court for the State of Telangana, at Hyderabad [OUT]
6. Two CD Copies

BSR/PMK



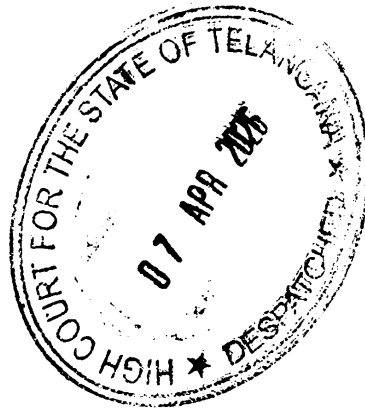
2026:TSHC:8472

HIGH COURT

DATED: 05/03/2026

ORDER

WP.No.8947 of 2017



**ALLOWING THE WRIT PETITION,
WITHOUT COSTS**

9MT
7/4/26