

HIGH COURT FOR THE STATE OF TELANGANA

MAIN CASE No: **W.P.Nos.16215 and 16276 of 2026**

PROCEEDING SHEET

Sl. No.	Date	ORDER	OFFICE NOTE
	06.05.2026	<u>HCJ (AKrS,J) & GMM,J</u> Sri P.V. Krishnaiah, learned counsel appears for petitioners. Sri Santhapur Satyanarayana Rao, learned Government Pleader for Services-I appears for respondent Nos.1 to 3 and 5. Both these matters have been posted today on urgent mentioning in lunch motion with a grievance that the petitioners who are working as Typists-cum-Computer Operators since long time under the District Collectors of Sangareddy and Nalgonda are apprehending that their services would be dispensed with in view of regular recruitment to various categories under the Telangana Ministerial Services Rules. In both these Writ Petitions, the petitioners have sought a writ of Mandamus to declare Rule 2 of the Telangana Ministerial Service Rules, 1998 (for short 'the Rules') insofar as it relates to not substituting the post of Assistant-cum-Typist under category (4) of Rule 2 of the Rules by substituting the post of Assistant-cum-Computer Operator or Computer Operator, as arbitrary, illegal, unconstitutional and violative of Articles 14, 16 and 21 of	

	the Constitution of India. Apart from that, consequential prayers have been made. One of them is to declare the memo dated 31.01.2026 issued by respondent No.2 - Principal Secretary to Government, Revenue Department, Hyderabad, and the consequential proceedings dated 02.02.2026 issued by respondent No.3 - Chief Commissioner of Land Administration, Hyderabad, as arbitrary, illegal and suffering from non-application of mind and unconstitutional. The petitioners have also prayed for other consequential reliefs for continuation of their services in the department and their absorption/regularization as Assistant-cum-Typist/ Assistant-cum-Computer Operator/Computer Operator with effect from the date of completion of five (5) years of their service. The petitioners have also prayed for a direction to the respondents to pay the amount of Rs.32,483/- as monthly remuneration by the competent authority instead of the third party agencies through whom the petitioners have been engaged. Learned counsel for the petitioners submits that the grievance of the petitioners for including their posts in the regular cadre of Ministerial Services has not been heeded to since long. Therefore, they have sought declaration to that effect in both the present Writ Petitions. Apart from that, they also apprehend that upon regular recruitment in the cadre of Ministerial Services, the services of the petitioners who have been engaged through the third party	
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		agencies might be dispensed within the meantime as per the proceedings dated 02.02.2026 issued by respondent No.3 impugned hereinabove. Learned counsel for the State submits that on the one hand, regular recruitment to the different cadres of Telangana Ministerial Services has to be conducted through the Public Service Commission against the sanctioned vacant posts in the respective districts. On the other hand, declaration at the behest of the petitioners to introduce a particular category of posts in the cadre of Ministerial Services is not permissible by a writ of Mandamus by this Court. Incorporation of a particular post in a cadre of services or an amendment to the applicable rules is within the domain of the Rule Making Authority from which the writ Court would refrain from issuing any direction. We have heard the learned counsel for the parties on the urgent mentioning made today on an apprehension expressed by the petitioners that their services are likely to be disengaged upon recruitment to the regular cadre in the Ministerial Services in the State through Public Service Commission. The first part of the petitioners' prayer relating to the incorporation of the posts of Assistant-cum-Computer Operator or Computer Operator in the category (4) of Rule 2 of the Rules amounts to asking for a direction from the writ Court upon the Rule Making Authority to amend the	
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		Rules and incorporate a particular category of posts in the Rules which in our view ordinarily should not be resorted to by the writ Court. So far as the second prayer relating to the apprehension of the disengagement of the petitioners is concerned, <i>prima facie</i>, it appears from a reading of the letter dated 28.03.2026 issued by the District Collector, Sangareddy, to the Chief Commissioner of Land Administration, Hyderabad, that a request has been made to the Government to consider the continuation of the services of Typists-cum-Computer Operators working in Sangareddy District in order to ensure smooth functioning of revenue administration and public services in reference to the letter dated 02.02.2026 and representation dated 18.02.2026 made by the Telangana Revenue Employees Services Association, Sangareddy. The letters dated 31.01.2026 and 02.02.2026 issued by respondent Nos.2 and 3 are to the effect that the contract/outsourcing services were engaged for temporary work arrangements, pending allotment of regular employees. In view of the direct recruitment to category (4) services, the services of contract/outsourcing personnel must be discontinued from the date of joining of the regular employees. All District Collectors were directed to take immediate necessary action. It appears from a perusal of the letter dated 28.03.2026 issued by the District Collector, Sangareddy, to the Chief Commissioner of Land Administration that this	
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		issue has been referred to the Government by the District Collector for smooth functioning of revenue administration and public services. The second part of the prayer is within the jurisdiction of the learned Single Bench exercising writ jurisdiction. Even otherwise, in view of the letter dated 28.03.2026 issued by the District Collector, we are convinced that the apprehension of the petitioners as on date is misplaced. In such view of the matter, this Court is not satisfied with the first prayer made in the Writ Petitions be entertained by the Division Bench of this Court. Therefore, for consideration of the remaining prayers, both these Writ Petitions be placed before the learned Single Bench. HCJ (AKrS,J) GMM,J <i>kvni</i>	
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