

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE SIXTH DAY OF MAY TWO THOUSAND AND TWENTY SIX

:PRESENT:

**THE HONOURABLE THE CHIEF JUSTICE APARESH KUMAR SINGH
AND**

THE HONOURABLE SRI JUSTICE G.M. MOHIUDDIN

WRIT PETITION NOS: 16215 AND 16276 OF 2026

W.P.No.16215 of 2026

Between

1. Md. Moulali, S/o. Late Noor Mohammad
2. Md. Ayub, S/o Mr Hameed Miya
3. G. Yadagiri, S/o Late Anjaiah
4. U. Prabhakar, S/o Mr U Pentaiah

...PETITIONERS

AND

1. The State of Telangana, Rep. by its Principal Secretary to Govt. General Administration Department, Secretariat, Hyderabad.
2. The State of Telangana, Rep. by its Principal Secretary to Govt. Revenue Department, Secretariat, Hyderabad.
3. The Chief Commissioner of Land Administration, State of Telangana, Station Road, Nampally, Abids, Hyderabad.
4. The State of Telangana, Rep. by its Principal Secretary to Govt. Finance Department, Secretariat, Hyderabad.
5. The District Collector, Sanga Reddy District, Integrated Collectorate Complex, Sanga Reddy - 500 001.

...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 grant appropriate relief, more in the nature of a Writ of Mandamus under Article 226 of the Constitution of India:-

- (i) declaring Rule 2 of the Telangana Ministerial Services Rules, insofar as it relates to not substituting the post of Assistant-cum-Typists under category 4 of Rule 2 of the Telangana Ministerial Services Rules by substituting the post of Assistant-cum-Computer Operator or Computer Operators, as arbitrary, illegal, unconstitutional, violating Articles 14, 16 and 21 of the Constitution of India.
- (ii) issuing Memo No.8511/Ser.II/A1/2020, dated 31.01.2026, issued by the 2nd Respondent and consequential Proceedings in CCLAs Ref. No. Ser. V(1)/1130/2016, dated 02.02.2026, issued by the 3rd Respondent, as equally arbitrary, illegal, disclosing non-application of mind, and unconstitutional, violating Articles 14, 16 and 21 of the Constitution of India, and set aside the same.
- (iii) paying the salary to the Petitioners an amount of Rs.22,750/- through third party outsourcing agency instead of paying Rs.32,483/- directly by the competent authority treating the Petitioners as workmen instead of employees / contract employees, as equally arbitrary, illegal, discriminatory, malafide and unconstitutional, violating Articles 14, 16 and 21 of the Constitution of India.
- (iv) not considering the request made by the 5th Respondent by Proceedings No.H2/4424/2010, dated 28.03.2026 to the 3rd Respondent with regard to continuation of services of the Typists-cum-Computer Operators to cope up with the work load to maintain efficient administration, by the 3rd Respondent, as equally arbitrary, illegal and against the administrative interests and unconstitutional violating Articles 14, 16 and 21 of the Constitution of India.
- (v) the action of the Respondents 1 to 4 in not considering the request of the Petitioners including absorption / regularization of services of the Petitioners as Assistant-cum-Typist/Assistant-cum-Computer Operator/ Computer Operator with effect from the date of completion of 5 years of service as equally arbitrary, illegal, unconstitutional violating Articles 14, 16 and 21 of the Constitution of India and contrary to the law laid down by the Honorable Supreme Court in a catena of decisions.
- (vi) **issue consequential directions:-**
 - (a) direct the Respondents 1 to 3 to consider the amendment to Telangana Ministerial Services Rules by substituting the post of Assistant-cum-Typist included under category 4 of Rule 2 of the Telangana Ministerial Services Rules by Assistant-cum-Computer Operators or Computer Operators or Typist-cum-Computer Operators by protecting and enforcing the Fundamental Rights of the Petitioners under Articles 14, 16 and 21 of the Constitution of India.

- (b) direct the Respondents to allow the Petitioners to continue in service as Typists-cum-Computer Operators from 01.04.2026 onwards by issuing appropriate orders to that effect.
- (c) direct the Respondents to pay an amount of Rs.32,483/- instead of Rs.22,750/- as monthly salary/remuneration by the competent authorities instead of third party agencies treating the Petitioners as contract employees instead of workmen from April, 2025 onwards forthwith and continue to pay the same every month till regularization / absorption of the Petitioners services.
- (d) direct the Respondents 2 to 4 to forthwith regularize the services of the Petitioners against the vacant sanctioned posts of Assistants-cum- Typists included under category 4 of Rule 2 of the Telangana Ministerial Services Rules with effect from the date of completion of the services of the Petitioners as Typist-cum-Computer Operators with all consequential benefits including arrears of salary, seniority etc.

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C 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 1 to 4 to forthwith consider the cases of the Petitioners for absorption / regularization against the vacant sanctioned posts of Assistant-cum-Typist included under category 4 of Rule 2 of the Telangana Ministerial Services Rules with effect from the date of completion of 5 years of service taking into account the law laid down by the Hon'ble Supreme Court in a catena of decisions, pending disposal of WP.No.16215 of 2026, on the file of the High Court.

I.A. NO: 2 OF 2026

Petition under Section 151 of C.P.C 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 forthwith pay the salary to the Petitioners an amount of Rs.32,483/- directly by the department instead of Rs.22,750/- through third party agency from April, 2025 onwards and continue to pay the same, pending disposal of WP.No.16215 of 2026, on the file of the High Court.

I.A. NO: 3 OF 2026

Petition under Section 151 of C.P.C 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 2 & 3 to consider the request made by the 5th Respondents by proceedings Lr.no.H2/4424/2010, dated 28.03.2026, with regard to continuation of the Petitioners' service beyond 31.03.2026, pending disposal of WP.No.16215 of 2026, on the file of the High Court.

I.A. NO: 4 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of the Memo No.8511/Ser.II/A1/2020, dated 31.01.2026 issued by the 2nd Respondent and consequential Proceedings in CCLA's Ref.No.Ser.V(1)/1130/2016, dated 02.02.2026 issued by the 3rd Respondent with a direction to continue the Petitioners as Typists-cum-Computer Operators under the control of the Respondents 3 & 5 herein, pending disposal of WP.No.16215 of 2026, on the file of the High Court.

W.P.No.16276 of 2026

Between

1. Narra Nagaraju, S/o. Peddulu
2. Vantepaka Sudhakar, S/o. Lingaiah
3. Macharla Rajashekhar, S/o. Malliah
4. Chegondi Lingaiah, S/o. Mr. Mallaiah
5. Salivoju Satyanarayana Chary, S/o. Shambulinga Chary
6. Lalitha Tanneru, S/o. Bixamaiah
7. Lapagi Yadaiah, S/o. Muthaiah
8. Galenka Nagaraju, S/o. Eadaiah
9. Katta Naresh, S/o. Ramulu
10. Mohd. Javid, S/o. Mohd. Jahangir

...PETITIONERS

AND

1. The State of Telangana, Rep. by its Principal Secretary to Govt. General Administration Department, Secretariat, Hyderabad.
2. The State of Telangana, Rep. by its Principal Secretary to Govt. Revenue Department, Secretariat, Hyderabad.
3. The Chief Commissioner of Land Administration, State of Telangana, Station Road, Nampally, Abids, Hyderabad
4. The State of Telangana, rep. by its Principal Secretary to Govt. Finance Department, Secretariat, Hyderabad
5. The District Collector, Nalgonda District, Miryalaguda Road, Nalgonda, Telangana – 508001.

.....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 grant appropriate relief, more in the nature of a Writ of Mandamus under Article 226 of the Constitution of India:-

- (i) declaring Rule 2 of the Telangana Ministerial Services Rules, insofar as it relates to not substituting the post of Assistant-cum-Typists under category 4 of Rule 2 of the Telangana Ministerial Services Rules by substituting the post of Assistant-cum-Computer Operator or Computer Operators, as arbitrary, illegal, unconstitutional, violating Articles 14, 16 and 21 of the Constitution of India.
- (ii) issuing Memo No.8511/Ser.II/A1/2020, dated 31.01.2026, issued by the 2nd Respondent and consequential Proceedings in CCLA's Ref. No.Ser.V(1)/1130/2016, dated 02.02.2026, issued by the 3rd Respondent, as equally arbitrary, illegal, disclosing non-application of mind, and unconstitutional, violating Articles 14, 16 and 21 of the Constitution of India, and set aside the same.
- (iii) paying the salary to the Petitioners an amount of Rs.22,750/- through third party outsourcing agency instead of paying Rs.32,483/- directly by the competent authority treating the Petitioners as workmen instead of employees / contract employees, as equally arbitrary, illegal, discriminatory, malafide and unconstitutional, violating Articles 14, 16 and 21 of the Constitution of India.
- (iv) not considering the request made by the 5th Respondent by Proceedings Lr.No.A3/118/206 dated 23.02.2026 to the 3rd Respondent with regard to continuation of services of the Typists-cum-Computer Operators to cope up with the work load to maintain efficient administration, by the 3rd Respondent, as equally arbitrary, illegal and against the administrative interests and unconstitutional violating Articles 14, 16 and 21 of the Constitution of India.
- (v) the action of the Respondents 1 to 4 in not considering the request of the Petitioners including absorption / regularization of services of the Petitioners as Assistant-cum-Typist / Assistant-cum-Computer Operator / Computer Operator with effect from the date of completion of 5 years of service as equally arbitrary, illegal, unconstitutional violating Articles 14, 16 and 21 of the Constitution of India and contrary to the law laid down by the Honble Supreme Court in a catena of decisions.
- (vi) **issue consequential directions:-**
 - (a) direct the Respondents 1 to 3 to consider the amendment to Telangana Ministerial Services Rules by substituting the post of Assistant-cum-Typist included under category 4 of Rule 2 of the Telangana Ministerial Services Rules by Assistant-cum-Computer Operators or Computer Operators or Typist-cum-

Computer Operators by protecting and enforcing the Fundamental Rights of the Petitioners under Articles 14, 16 and 21 of the Constitution of India.

- (b) direct the Respondents to allow the Petitioners to continue in service as Typists-cum-Computer Operators from 01.04.2026 onwards by issuing appropriate orders to that effect.
- (c) direct the Respondents to pay an amount of Rs.32,483/- instead of Rs.22,750/- as monthly salary/remuneration by the competent authorities instead of third party agencies treating the Petitioners as contract employees instead of workmen from April, 2025 onwards forthwith and continue to pay the same every month till regularization / absorption of the Petitioners services.
- (d) direct the Respondents 2 to 4 to forthwith regularize the services of the Petitioners against the vacant sanctioned posts of Assistants-cum- Typists included under category 4 of Rule 2 of the Telangana Ministerial Services Rules with effect from the date of completion of the services of the Petitioners as Typist-cum-Computer Operators with all consequential benefits including arrears of salary, seniority etc.

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the operation of the Memo No.8511/Ser.II/A1/2020, dated 31.01.2026 issued by the 2nd Respondent and consequential Proceedings in CCLA's Ref.No.Ser.V(1)/1130/2016, dated 02.02.2026 issued by the 3rd Respondent with a direction to continue the Petitioners as Typists-cum-Computer Operators under the control of the Respondents 3 & 5 herein, pending disposal of WP.No.16276 of 2026, on the file of the High Court.

I.A. NO: 2 OF 2026

Petition under Section 151 of C.P.C 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 2 & 3 to consider the request made by the 5th Respondents by proceedings Lr.No.A3/118/206 dated 23.02.2026, with regard to continuation of the Petitioners' service beyond 31.03.2026, pending disposal of WP.No.16276 of 2026, on the file of the High Court.

I.A. NO: 3 OF 2026

Petition under Section 151 of C.P.C praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the Respondents 1 to 4 to forthwith consider the cases of the Petitioners for absorption / regularization against the vacant sanctioned posts of Assistant-cum-Typist included under category 4 of Rule 2 of the Telangana Ministerial Services

Rules with effect from the date of completion of 5 years of service taking into account the law laid down by the Hon'ble Supreme Court in a catena of decisions, pending disposal of WP.No.16276 of 2026, on the file of the High Court.

I.A. NO: 4 OF 2026

Petition under Section 151 of C.P.C 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 forthwith pay the salary to the Petitioners an amount of Rs.32,483/- directly by the department instead of Rs.22,750/- through third party agency from April, 2025 onwards and continue to pay the same, pending disposal of WP.No.16276 of 2026, on the file of the High Court.

These petitions coming on for hearing, upon perusing the Petitions and the affidavits filed in support thereof and upon hearing the arguments of M/s. P.V. KRISHNAIAH Advocate for the Petitioners in both petitions and GP FOR SERVICES – I for the Respondent Nos.1 to 3 and 5 in both petitions and GP FOR FINANCE AND PLANNING for the Respondent No.4 in both petitions, the Court made the following.

ORDER:

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 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 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, *prima facie*, 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 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.

Sd/- MOHD. ISMAIL
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary to Govt. General Administration Department, State of Telangana, Secretariat, Hyderabad.
2. The Principal Secretary to Govt. Revenue Department, State of Telangana, Secretariat, Hyderabad.
3. The Chief Commissioner of Land Administration, State of Telangana, Station Road, Nampally, Abids, Hyderabad.
4. The Principal Secretary to Govt. Finance Department, State of Telangana, Secretariat, Hyderabad.
5. The District Collector, Sanga Reddy District, Integrated Collectorate Complex, Sanga Reddy - 500 001
6. The District Collector, Nalgonda District, Miryalaguda Road, Nalgonda, Telangana - 508001 **[RR 1 to 6 by SPAD]**.
6. One CC to M/s. P.V. KRISHNAIAH, Advocate [OPUC]
7. Two CCs to GP FOR SERVICES - I, High Court for the State of Telangana, at Hyderabad [OUT].
8. Two CCs to GP FOR FINANCE AND PLANNING, High Court for the State of Telangana, at Hyderabad [OUT].
9. Two spare copies
ZEE

HIGH COURT

HCJ & GMMJ

DATED:06/05/2026

ORDER

WRIT PETITION NOs: 16215 AND 16276 OF 2026

DIRECTION

