

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

THURSDAY, THE TWENTIETH DAY OF JULY
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SMT JUSTICE P.MADHAVI DEVI

WRIT PETITION NO: 19180 OF 2023

Between:

Anasi Shiva Krishna, S/o. Venkateswarlu

Petitioner

AND

1. The Northern Power Distribution Company Ltd. of Telangana, Rep. by its Chairman and Managing Director, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.
2. The Chief General Manager (HRD), Northern Power Distribution Company Ltd. of Telangana, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.
3. The Superintending Engineer (Q.C. and Enq.), Northern Power Distribution Company Ltd. of Telangana, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.
4. The Superintending Engineer (DPE), Northern Power Distribution Company Ltd. of Telangana, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.
5. The Divisional Engineer Electrical, (Enquiries-I), Northern Power Distribution Company Ltd. of Telangana, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.
6. The Divisional Engineer (Electrical), Operation Division, Northern Power Distribution Company Ltd. of Telangana, Opp. Bhajan Mandir, Govt. Hospital Road, Kothagudem, Bhadradri Kothagudem 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 a Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring that the action of the 2nd respondent, vide Memo. No. CGM(HRD)/GM(DC)/ PO-D/F.No. 4296/D2/22-3, dated 19.06.2023, proposing to impose a Major Punishment as per Regulation 5 of Discipline and Appeal Regulation, since the entire procedure as contemplated is pre-determined and the proposed punishment in the show cause notice itself is not in accordance with law and without following the procedure as contemplated under the law, as illegal, improper, arbitrary, unjust, contrary to law, violative of principles of natural justice, violative of Articles 14, 16, 19(1)(g) and 21 of the Constitution of India, unconstitutional, by holding that the alleged charges levelled against the petitioner and the proposed major punishment is not in accordance with the rules and regulations of the 1st Respondent-Corporation.

IA NO: 1 OF 2023

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 suspend the operation of the Memo. No. CGM(HRD)/GM(DC)/PO-D/F. No. 4296/D2/ 22-3, dated 19.06.2023, issued by the 2nd respondent Pending disposal of WP 19180 of 2023, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri. CH VENKAT RAMAN Advocate for the Petitioner and Sri. Zakir Ali Danish, SC for the Respondents and the Court made the following;

ORDER

Notice before admission.

Mr. Zakir Ali Danish, learned Standing counsel for TSNPDCL takes notice on behalf of the respondents No.1 to 6 and waives further notice.

Registry is directed not to take out notice to respondents No.1 to 6 in view of this waiver.

Learned Standing counsel seeks time to get instructions as to whether the petitioner was given any notice and also whether the petitioner has participated in any enquiry.

List on 27.07.2023 in the Adjourned Motion List.

Till such time, *status quo* shall be maintained.

**SD/ N. SRIHARI
ASSISTANT REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To,

1. The Northern Power Distribution Company Ltd. of Telangana, Rep. by its Chairman and Managing Director, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.

2. The Chief General Manager (HRD), Northern Power Distribution Company Ltd. of Telangana, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.
3. The Superintending Engineer (Q.C. and Enq.), Northern Power Distribution Company Ltd. of Telangana, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.
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5. The Divisional Engineer Electrical, (Enquiries-I), Northern Power Distribution Company Ltd. of Telangana, Vidyut Bhavan, Nakkalagutta, Hanumakonda, Hanumakonda District.
6. The Divisional Engineer (Electrical), Operation Division, Northern Power Distribution Company Ltd. of Telangana, Opp. Bhajan Mandir, Govt. Hospital Road, Kothagudem, Bhadrachari Kothagudem District.
(for 1 to 6 by RPAD)

7. One CC to SRI. CH VENKAT RAMAN Advocate [OPUC]
8. One spare copy

HIGH COURT

PMD,J

DATED:20/07/2023

**LIST ON 27.07.2023
IN ADJOURNED MOTION LIST**

ORDER

WP.No.19180 of 2023



STATUS QUO