



[3304] 6:TSHC:15544

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

**MONDAY, THE THIRD DAY OF AUGUST
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION NO: 20448 OF 2023

Between:

U.S.Sunil David, S/o. Late U.D.Sukumar, Aged 34 years, Occ. Unemployed,
R/o. HIG-2, Block - 20, Flat - 2, Manasa Encalve, Baghlingampally,
Hyderabad.

...PETITIONER

AND

1. State of Telangana, Represented by its Principal Secretary to Government, Department of Health, Medical and Family Welfare, Secretariat Buildings, Saifabad, Hyderabad
2. State of Telangana, Represented by its Principal Secretary to Government, Department of Revenue, Nampally, Hyderabad
3. District Collector, District Collectorate, Hyderabad, Department of Revenue, Nampally, Hyderabad.
4. Government Maternity Hospital, Represented by its Superintendent, Sultan Bazaar, Koti, Hyderabad.

...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 any writ, order or direction more particularly one in the nature of a Writ of Mandamus

(A) Declaring the action of the Respondent No. 4 in issuing the Order dated 08.02.2023 vide Rc. No. /E3/GMH/SB/2023/111 as illegal, arbitrary and violative of my fundamental rights guaranteed to me under Article 14, 16 and 21 of the Constitution of India and quash or set aside the same,



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(B) Direct the Respondent No. 4 to appoint the Petitioner to the post of Junior Assistant in the Respondent No. 4 Hospital subject to the condition to acquire Degree qualification as prescribed for the post of Junior Assistant within the time allowed in the Scheme for Compassionate Appointment.

I.A. 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 direct the Respondent No. 4 to forthwith appoint the Petitioner to the post of Junior Assistant in the Respondent No. 4 Hospital with conditions as prescribed under the Scheme of Compassionate Appointment, pending disposal of the writ petition.

Counsel for the Petitioner: SRI RAJESHWAR INDANI

Counsel for the Respondents: GP FOR SERVICES-I

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.20448 of 2023

Dated 3rd August, 2026.

Between:

U.S. Sunil David

... Petitioner

AND

The State of Telangana,
Rep. by its Principal Secretary to Government,
Department of Medical, Health and Family Welfare,
Secretariat Buildings, Saifabad, Hyderabad, and others.

... Respondents

ORDER:

Aggrieved by the action of respondent No.4 in issuing the order dated 08.02.2023, and seeking to direct him to appoint the petitioner to the post of Junior Assistant in respondent No.4-Hospital, the present writ petition is filed.

2. The case of the petitioner is that his mother, late Dasari Blandina, was an employee of respondent No.4 Hospital, having been appointed as a Staff Nurse in the year 1985, and was subsequently, promoted as Head Nurse in 2011, and eventually, promoted as



Nursing Superintendent Grade-II during November, 2020. However, the petitioner's mother died in harness on 20.05.2021, due the covid, leaving behind the petitioner, who was solely dependent upon her. The petitioner completed his Class-X from Telangana Open School Society in 2011 and Class-XII in 2017, and therefore, submitted his application dated 28.03.2022, seeking compassionate appointment. The petitioner also submitted relevant documents vide letter dated 18.05.2022 and a 'no earning member certificate/financial status certificate' vide letter dated 05.09.2022. Thereafter, on consideration of the said application, respondent No.4 issued the appointment order dated 03.12.2022. However, despite his eligible for the post of Junior Assistant, he was appointed as a Stretcher Bearer (LGS) on compassionate grounds, on the alleged ground that he did not possess the required qualification. Hence, the present writ petition.

3. Heard Sri Rajeshwar Indani, learned counsel appearing for the petitioner, and learned Government Pleader for Services-I, appearing on behalf of the respondents.

4. Learned counsel for the petitioner, primarily submits that during the pendency of the present writ petition, the petitioner had pursued and successfully completed his graduation in Bachelor of



Arts in the year 2025. However, on instructions, it is also submitted that the petitioner is not pressing for the relief sought for in the present writ petition, and that he is willing to join duty in the post of Stretcher Bearer in pursuance of his appointment order dated 03.12.2022, and therefore, seeks indulgence of this Court to issue necessary directions.

5. Having regard to the above made submissions and in view of the fact that the petitioner himself is willing to join duty as a Stretcher Bearer, without going into merits of the case, the Writ Petition is disposed of permitted the petitioner to join duty as Stretcher Bearer in pursuance of his appointment order dated 03.12.2022, within a period of ten (10) days from the date of receipt of a copy of this order, and the respondents are directed to permit him to join duty accordingly.

Miscellaneous applications, if any, pending in this writ petition, shall stand closed. No costs.

//TRUE COPY//

SD/- C.DEEPIKA
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary to Government, Department of Health, Medical and Family Welfare, Secretariat Buildings, Saifabad, Hyderabad, State of Telangana.
2. The Principal Secretary to Government, Department of Revenue, Nampally, Hyderabad, State of Telangana.



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3. The District Collector, District Collectorate, Hyderabad Department of Revenue, Nampally, Hyderabad
4. The Superintendent, Government Maternity Hospital. Sultan Bazaar, Koti, Hyderabad.
5. One CC to SRI RAJESHWAR INDANI, Advocate [OPUC]
6. Two CCs to GP FOR SERVICES-I, High Court for the State of Telangana, at Hyderabad [OUT]
7. Two CD Copies

BSR

TKS



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HIGH COURT

DATED: 03/08/2026

ORDER

WP.No.20448 of 2023



**DISPOSING OF THE WRIT PETITION,
WITHOUT COSTS**

①9 MT
18/8/26