

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

**MONDAY, THE FOURTEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA

WRIT PETITION NO: 30971 OF 2010

Between:

Sqn Ldr. V. Sadaanandam(Retd), S/o.Late V.L.Sastri, Occ: Air force officer, Service Personal No. 6379, R/o. Plot No. 157, Vayupuri, Secunderabad - 500 094.

...PETITIONER

AND

1. Union of India, Rep. By its secretary, Ministry of Defence, Defence Head Quarters, New Delhi - 110 011.
2. Chief of the Air Staff, Air Head Quarters, New Delhi 110 011.
3. Controller General of Defence Accounts, R.K. Puram, New Delhi 110 066.
4. Prl. Controller of Defence Accounts (Pension), Draupadi Ghat, Allahabad, U.P. 201 014.
5. Central Account (Air Force), Subroto Park, New Delhi - 110 011.
6. Dy. CDA (AF), New Delhi 110 011.
7. Air Officer, Commanding, Force Station, Hakimpet, 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 a Writ, Direction or an Order more particularly one in the nature of Writ of Mandamus to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring- (a) the action of the respondents in not granting pension in corresponding scale of pay as on 01.01.1996 in the pay scale of Squadron Leader (Selection Grade) equivalent to the pay scale of Wing Commander (TS) as per the scale of pay held by the petitioner at the time of his retirement and rejecting the request of the petitioner

for such grant of his pension under para 5(a)(iv) of AFSI-2/S/98 and the proceedings dated 7.6.1999 read with proceedings dated 11.02.2001, as arbitrary, illegal, violative of the Fundamental Rights guaranteed to him under Article 14 and 16 of the Constitution of India (b) consequently direct the respondents to fix the pension of the petitioner w.e.f. 1.1.96 in terms of para 5(a)(iv) of AFSI-2/S/98 corresponding to the scale of pay drawn by the petitioner at the retirement along with the arrears with the interest or 18%.

Counsel for the Petitioner : SRI PRITHVI SREERAMANENI

**Counsel for the Respondents: SRI K ARVIND KUMAR,
CENTRAL GOVERNMENT COUNSEL**

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA

WRIT PETITION No.30971 OF 2010

ORDER:

When the matter was taken up for hearing on 01.08.2023, there was no representation on behalf of the learned counsel for the petitioner and the matter was directed to be listed on 08.08.2023 under the caption "For Orders". On 08.08.2023 also there was no representation on behalf of the learned counsel for the petitioner and therefore the matter was directed to be listed on 14.08.2023 under the caption "For Dismissal". Despite the same, even today, when the matter is taken up for consideration, there is no representation on behalf of the learned counsel for the petitioner.

2. Having regard to the above, this Court is of the opinion that the petitioner is not interested to pursue the present writ petition.

3. Therefore, the present Writ Petition is dismissed for non-prosecution. No order as to costs.

As a sequel, miscellaneous applications pending, if any,
in this Writ Petition, shall stand closed.

SD/-K.SREERAMA MURTHY
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

To,

1. One CC to SRI PRITHVI SREERAMANENI Advocate [OPUC]
2. One CC to SRI K ARVIND KUMAR, Central Government Counsel. [OPUC]
3. Two CD Copies.

BSK
SB

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HIGH COURT

DATED:14/08/2023

ORDER

WP.No.30971 of 2010



**DISMISSING THE WRIT PETITION
FOR NON-PROSECUTION
WITHOUT COSTS**

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12/10/23