

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

MONDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE PULLA KARTHIK

WRIT PETITION NO: 21138 OF 2024

WP. No. 21138 of 2024

Between:

Dr. P.N.V.Bhargav, S/o.P.V.Subba Rao

Petitioner

AND

1. State of Telangana, represented by its Special Chief Secretary, Finance (HRM.I) Department, Secretariat, Hyderabad.
2. The Principal Secretary to Government, State of Telangana, Higher Education (CE) Department, Secretariat, Hyderabad.
3. The Principal Secretary to Government State of Telangana, School Education (IE) Dept., Secretariat, Hyderabad.
4. The Commissioner of Intermediate Education, State of Telangana, Hyderabad.
5. The Commissioner, Department of Empowerment and Persons with Disabilities, State of Telangana, Nalgonda Cross Roads, Hyderabad.
6. The Regional Joint Director of Intermediate Education, State of Telangana, Hyderabad.
7. Mr.K.Suresh Kumar, Librarian, Government Junior Collge, Kachiguda, 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 delcare G.O.Ms.No.80, Finance (HRM.I) Dept., dated 03-07-2024 of the 1st Respondent and G.O.Rt.No.118, Higher Education (CE) Dept., dated 15/07/2024 of the 2nd Respondent to the extent of not providing policy of postings and transfers to disabled employees in terms of Section 20(5) of the Rights of Persons with Disablities Act, 2016 and the proceedings bearing Rc.No.RJDIE/GT/2024, dated 31/07/2024 of the 6th Respondent as illegal, arbitrary and contrary to Section 20(5) of the Rights of Persons with Disabilities Act, 2016 by issuing appropriate writ, order or direction more particularly in the nature of Mandamus and consequently direct the Respondents to continue the petitioner at GJC, Kachiguda or in any existing clear vacancy

IA NO: 1 OF 2024

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 proceedings bearing Rc.No. RJ DI E/GT/2024, dated 31/07/2024 of the 6th Respondent Pending disposal of WP 21138 of 2024, 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 the High Court order dated 02.08.2024, 07.08.2024 & 09.08.2024 made herein and upon hearing the arguments of Sri K RAMA SUBBA RAO, Advocate for the Petitioner, GP FOR FINANCE PLANNING for the Respondents.

WP. No. 18954 OF 2024

Between:

P.N.V.Bhargav, S/o.P.V.Subba Rao

Petitioner

AND

1. State of Telangana, represented by its Special Chief Secretary, Finance (HRM.I) Department, Secretariat, Hyderabad.
2. The Principal Secretary to Government, State of Telangana, Higher Education (CE) Department, Secretariat, Hyderabad.
3. The Principal Secretary to Government, State of Telangana, Women Development, Child & Disabled Welfare Department, Secretariat, Hyderabad.
4. The Commissioner of Intermediate Education, State of Telangana, Hyderabad.
5. The Commissioner, Department of Empowerment & Persons with Disabilities, State of Telangana, Nalgonda Cross Roads, 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 declare the action of the Respondents 1 to 3 in not providing any policy for posting and transfer of employees with disabilities in terms of Section 20(5) of the Rights of persons with Disabilities Act, 2016 as illegal, arbitrary by issuing appropriate writ, order or direction more particularly in the nature of Mandamus and consequently direct the Respondents to frame policy for posting and transfer of employees with disabilities forthwith;

IA NO: 2 OF 2024

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 stay all transfers of persons with disabilities till policy of the State is framed in terms of

Section 20(5) of the Rights of Persons with Disabilities Act, 2016, Pending disposal of WP 18954 of 2024, on the file of the High Court.

IA NO: 1 OF 2024

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 Respondents to consider the representation of the petitioner dated 15/07/2024, Pending disposal of WP 18954 of 2024, 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 order of the High Court dated 22.07.2024 & 09.08.2024 made herein and upon hearing the arguments of M/s K RAMA SUBBA RAO Advocate for the Petitioner, GP FOR SERVICES-I for the Respondents and the Court made the following.

ORDER

Post on 14.08.2024.

Till then, interim orders granted earlier shall stand extended.

SD/- A.V.S.PRASAD
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. One CC to SRI K RAMA SUBBA RAO, Advocate [OPUC]
2. Two CCs to GP FOR FINANCE PLANNING, High Court at Hyderabad.
[OUT]
3. One spare copy

HIGH COURT

PKJ

DATED: 12/08/2024

POST ON 14.08.2024

ORDER

WP.Nos.21138 & 18954 of 2024



INTERIM ORDER GRANTED EARLIER SHALL STAND EXTENDED