

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

FRIDAY, THE TWENTIETH DAY OF OCTOBER TWO THOUSAND AND TWENTY
THREE

**:PRESENT:
THE HONOURABLE SMT JUSTICE P.MADHAVI DEVI**

WRIT PETITION NO: 30061 OF 2023

Between:

1. Katepally Mallaiah,, S/o Ramaiah, Occ. Village Revenue Assistant (Helper), Office of the Engineer-in-Chief (Irrigation), LMD Colony, Manwada of Executive Engineer, Boinpally Mandal, Rajanna Sircilla District.
2. Goolla Ramalingam, S/o Sarvaiah, Occ. Village Revenue Assistant Office of the Mandal Revenue Officer Ellanthakunta, Rajanna Sircilla District.
3. Desaboina Kishan Prasad, S/o Vittal, Occ. Village Revenue Assistant (Laskar) Office of the Engineer-in-Chief (Irrigation), Marripalli, Rludrangi Mandal, Rajanna Sircilla District.
4. Eluka Shekhar, S/o Srinivas, Occ. Village Revenue Assistant (Laskar) Office of the Engineer-in-Chief (Irrigation), Muskanipet, Ellanthakunta Mandal, Rajanna Sircilla District.
5. Garise Narsimlu, S/o Balaiah, Occ. Village Revenue Assistant (Laskar) Office of the Engineer-in-Chief (Irrigation), Maddikunta, Rama Reddy Mdl., Kamareddy District.
6. Sunkari Balanarsu, S/o Sunkari Narsaiah, Occ. Village Revenue Assistant (Laskar), Office of the Engineer-in-Chief, (Irrigation), Annaram, Rama Reddy Mandal, Kamareddy District.
7. Thokala Parvaiah, S/o Thokala Lasmaiah, Occ. Village Revenue Assistant, (Laskar), Office of the Engineer-in-Chief (Irrigation), Banswada, Rama Reddy Mandal, Kamareddy District.
8. Bandi Limbaiah, S/o Narayana, Occ. Village Revenue Assistant, (Office Subordinate), District Panchayat Raj Office (DPO), Ramareddy Mandal, Kamareddy District.
9. Bandi Satyam, S/o Narayana, Occ. Village Revenue Assistant (Record Assistant), Mandal Revenue Office, Qutbullapur, Medchal Malkajgiri District.
10. Dappuri Sailu, S/o Sayanna, Occ. Village Revenue Assistant (Office Subordinate), District Panchayat Raj Office (DPO), Ramareddy Mandal, Kamareddy District.
11. Karike Devaraju, S/o Limbaiah, Occ. Village Revenue Assistant (Laskar), Office of the Engineer-in-Chief (Irrigation), Banswada Division No.1 Ramareddy Mandal, Kamareddy Dist.
12. Gujjula Srinivas, S/o Sattaiah, Occ. Village Revenue Assistant (Laskar), Office of the Engineer-in-Chief (Irrigation), Banswada Division No.1, Ramareddy Mandal, Kamareddy Dist.
13. Bitla Balaraju, S/o Ramaiah, Occ. Village Revenue Assistant (Laskar), Office of the Engineer-in-Chief (Irrigation), Banswada Division No.1, Ramareddy Mandal, Kamareddy District.

14. Bitla Santhosh, S/o Narsing Rao, Occ. Village Revenue Assistant (Laskar), Office of the Engineer-in-Chief (Irrigation), Jukkal Division No.1, Ramareddy Mandal, Kamareddy Dist.
15. Hari Balraj, S/o Rajaiah, Occ. Village Revenue Assistant PH Worker, MA and UD Department, Jangampally Village, Bhiknoor Mandal, Kamareddy District.

Petitioners

AND

1. The State of Telangana,, Represented by its Principal Secretary to Government, Revenue Department, Secretariat Buildings, Hyderabad. T.S.
2. The State of Telangana,, Represented by its Special Chief Secretary to Government Finance Department, Secretariat Buildings, Hyderabad, T.S.
3. The Chief Commissioner,, Land Administration, State of Telangana, Nampally Road, Hyderabad, T.S.
4. The District Collector and Magistrate,, Rajanna Sircilla District, TS
5. The District Collector and Magistrate,, Medchal Malkajgiri District, Medchal, Medchal Malkajgiri District
6. The District Collector and Magistrate,, Kamareddy, Kamareddy 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 grant appropriate relief, more in the nature of a Writ of Mandamus under Article 226 of the Constitution of India, declaring G.O. Ms. No.81, Revenue Department, dated 24-07-2023 issued by the 1st Respondent and G.O. Ms. No.85, Finance Department, dated 03-08-2023 issued by the 2nd Respondent, and all other consequential proceedings including proceedings No. A4/681/2023, Dated 09/08/2023, Procs. No. A4/681/2023-CH-08, Dated 10/08/2023, Procs. No. A4/681/2023, Dated 09/08/2023, Procs. No. A4/681/2023, Dated 09/08/2023, Proceedings No. A4/5502/2023 Dt ..08/2023, Proceedings No. CE(1)/KMR/EC-2/2023-24/1209, dated 10-08-2023, Proceedings No. CE(1)/KMR/EC-2/2023-24/1206, dated 10-08-2023, Procs. No. A4/5502/2023, Dated 09/08/2023, Procs. No. A2/2269/2016, Dated 10/08/2023, Procs. No. A4/5502/2023, Dated 09/08/2023, Proceedings No. CE(1)/KMR/EC-2/2023-24/1212, dated 10-08-2023, Proceedings No. A4/5502/2023, dated -08-2023, Procs. No. A4/5502/2023, Dated 09/08/2023 and vide Procs. No. A4/5502/2023, Dated /08/2023, and Proceedings No. A4/5502/2023 dated 09-08-2023 issued by Respondents No. 4 to 6 as arbitrary, illegal, malafide, discriminatory and violating Articles 14, 16 and 21 of the Constitution of India apart from contrary to Telangana Ministerial Service Rules, Telangana General Subordinate Service Rules and Last Grade Service Rules, as well as contrary to Telangana Public Employment (Organization of Local Cadre and Regulation of Direct Recruitment) Order, 2018, and set aside the same and issue consequential directions directing the Respondents to continue the Petitioners as VRAs, which posts the Petitioners were holding as on 24-07-2023 i.e., the date of issuing G.O. Ms. No.81, Revenue Department, dated 24-07-2023, and further direct the Respondents to either fix a time scale to the post of VRA or enhance the honorarium apart from paying the salaries to the Petitioners in the cadre of VRA from 10-08-2023.

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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 proceedings No. A4/681/2023, Dated 09/08/2023, Procs. No. A4/681/2023-CH-08, Dated 10/08/2023, Procs. No. A4/681/2023, Dated 09/08/2023, Procs. No. A4/681/2023, Dated 09/08/2023, Proceedings No. A4/5502/2023 Dt ..08/2023, Proceedings No. CE(1)/KMR/EC-2/2023-24/1209, dated 10-08-2023, Proceedings No. CE(1)/KMR/EC-2/2023-24/1206, dated 10-08-2023, Procs. No. A4/5502/2023, Dated 09/08/2023, Procs. No. A2/2269/2016, Dated 10/08/2023, Procs. No. A4/5502/2023, Dated 09/08/2023, Proceedings No. CE(1)/KMR/EC-2/2023-24/1212, dated 10-08-2023, Proceedings No. A4/5502/2023, dated -08-2023, Procs. No. A4/5502/2023, Dated 09/08/2023 and vide Procs. No. A4/5502/2023, Dated /08/2023, and Proceedings No. A4/5502/2023 dated 09-08-2023 issued by Respondents No. 4 to 6 with a direction to continue the Petitioners as VRAs which posts the Petitioners were holding as on 24-07-2023 i.e., the date of issuing G.O. Ms. No.81, Revenue Department, dated 24-07-2023, by paying salaries to the Petitioners from 10-08-2023, pending disposal of WP 30061 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 P V KRISHNAIAH, Advocate for the Petitioners and Sri M.V. Rama Rao, Spl. GP for the Respondents, the Court made the following.

ORDER:

Notice before admission in all the above cases.

Sri M.V.Rama Rao, learned Special Government Pleader takes notice on behalf of the respondents in all the cases and waives further notice.

Since the Vacate Application in I.A.No.3 of 2023 in W.P.No.21741 of 2023 was dismissed *vide* order dt.20.10.2023 and the suspension order dt.10.08.2023 granted therein has been made absolute by holding that the averment in the counter affidavit that the VRAs can continue if they choose to do so, is not acceptable, the order dt.20.10.2023 passed in Vacate Application in I.A.No.3 of 2023 in W.P.No.21741 of 2023 will apply to the petitioners in these cases as well.

In view of the same, the petitioners who are already continuing as VRAs by virtue of the interim orders dt.10.08.2023 in W.P.Nos.21741, dt.23.08.2023 in W.P.No.21494 of 2023 and dt.13.09.2023 in W.P.No.25499 of 2023, shall continue as VRAs and the salaries due to them as such VRAs shall be drawn and paid to them.

List these matters on 20.11.2023 along with W.P.Nos.21741, 21494 and 25499 of 2023.

SD/- K. SREERAMA MURTHY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary to Government, Revenue Department, State of Telangana, Secretariat Buildings, Hyderabad. T.S.
2. The Special Chief Secretary to Government Finance Department, State of Telangana, Secretariat Buildings, Hyderabad, T.S.
3. The Chief Commissioner,, Land Administration, State of Telangana, Nampally Road, Hyderabad, T.S.
4. The District Collector and Magistrate,, Rajanna Sircilla District, TS
5. The District Collector and Magistrate,, Medchal Malkajgiri District, Medchal, Medchal Malkajgiri District
6. The District Collector and Magistrate,, Kamareddy, Kamareddy District. (1 to 6 by RPAD)
7. One CC to SRI P V KRISHNAIAH Advocate [OPUC]
8. Two CCs to Sri M.V. Rama Rao, Spl. GP, High Court at Hyderabad. [OUT]
9. One spare copy

HIGH COURT

PMD,J

DATED:20/10/2023

List these matters on 20.11.2023 along with W.P.Nos.21741, 21494 and 25499 of 2023

ORDER

WP.No.30061 of 2023

DIRECTION

