

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

FRIDAY, THE TWENTY SEVENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR

: PRESENT:

THE HON'BLE SRI JUSTICE B.VIJAYSEN REDDY
WRIT PETITION NO: 36753 OF 2024

Between:

1. Dudam Sagar, S/o. Chandramouli, Occ. Superintendent, R/o. Pragathi nagar, Hanmakonda.
2. Satish Mandala, S/o Odelu, Occ. Superintendent, R/o. Pragathi nagar, Hanmakonda

Petitioners

AND

1. Union of India, Rep by Secretary Ministry of Education Dept of Higher Education, New-Delhi.
2. National institute of Technology, Rep by Director, Warangal.
3. National Institute of Technology, Rep by Registrar, Warangal.
4. National Institute of Technology, Rep by Deputy Registrar, Warangal.

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 or direction of Mandamus,

A. Declaring the action of the Respondents, particularly the action of Respondent Nos. 2 to 4 in proceeding with considering the candidature of persons who are juniors to the Petitioners, without considering the Petitioners herein who are fully compliant with the eligibility criteria as stipulated in DoPT No. AB-14017/12/87-Estt. (RR), as being discriminative, bad, arbitrary, illegal and violative of Articles 14, 16, 19 and 21 of the Constitution,

B. And consequentially direct the Respondents Nos.2 to 4 to consider the cases of the Petitioners for promotion to the post of Senior Superintendent on par with the juniors who are included in final seniority list published on 19.12.2024;

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 no. 2 to 4 not to affect the promotions to the post of Senior Superintendent without considering the case of the Petitioners in ensuing Departmental Promotional Committee on par with juniors for the post of Senior Superintendent in the existing vacancies, pending disposal of WP 36753 of 2024, on the file of the High Court.

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 direct the Respondent Nos. 2 to 4 to reserve two posts in the existing vacancies for the post of Senior Superintendent, pending disposal of WP 36753 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 upon hearing the arguments of Sri Dornala Sai Mahitha Advocate for the Petitioners, Gadi Praveen Kumar, Advocate for the respondent No. 1 and Sri T. Mahender Rao, Advocate for the respondent No. 2 to 4, the Court made the following

ORDER:

Mr. S. Mahender Rao, learned Standing Counsel, accepts notice on behalf of respondent Nos. 2 to 4.

Any promotions made to the post of Senior Superintendent, shall be subject to further orders of this Court.

List the matter on 24.01.2025.

**SD/-N.RAJA GOPAL
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Secretary Ministry of Education Dept of Higher Education, Union of India, New-Delhi.
2. The Director, National institute of Technology, Warangal.
3. The Registrar, National Institute of Technology, Warangal.
4. The Deputy Registrar, National Institute of Technology, Warangal.
(Addressees 1 to 4 by RPAD)
5. One CC to Sri Dornala Sai Mahitha Advocate [OPUC]
6. One spare copy

HIGH COURT

BVRJ

DATED:27/12/2024

NOTE: POST ON 24.01.2025

ORDER

WP.No.36753 of 2024

DIRECTION

