

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH
THURSDAY, THE TWENTIETH DAY OF DECEMBER TWO THOUSAND AND EIGHTEEN
:PRESENT:
THE HONOURABLE SRI JUSTICE M.S.RAMACHANDRA RAO
WRIT PETITION NO: 46393 OF 2018

Between:

P. Sharadamma, W/o Late Samaiah,

Petitioner

AND

1. The State of Telangana, Represented by Secretary to the Government, Legal Affairs, Legislative Affairs & Justice, Law Department, Secretariat Buildings, Hyderabad
2. Secretary to the Government, Legal Affairs, Legislative Affairs & Justice, Law Department, State of Telangana, Secretariat Buildings, Hyderabad
3. Principal Secretary to the Government, Finance Department, State of Telangana, Secretariat Buildings, Hyderabad
4. Office of the Advocate-General, Represented by its Administrative Head, State of Telangana, High Court Buildings, Hyderabad

Respondents

WHEREAS the Petitioner above named through her Advocate SRI SRIRAM POLALI presented this 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 pass a writ, order, or direction, more particularly one in the nature of the mandamus declaring the inaction of the respondents in not regularizing/absorbing the service of the Petitioner in the post of whole-time sweeper in the 4th Respondent's establishment as also the inaction of the respondents in not paying the Petitioner salary in the time-scale as applicable to the post of whole-time sweeper in the Last Grade service as being illegal, arbitrary, mala fide, unconstitutional and in violation of Articles 14, 19 and 21 of the Constitution of India and consequently to direct the respondents to regularize/absorb the Petitioner in the post of whole-time sweeper in the 4th Respondent's establishment with effect from 8.8.1997 along with all consequential benefits including salary in the applicable time-scale, allowances, emoluments and post-retirement benefits as applicable to the post and arrears thereof ;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri SRIRAM POLALI Advocate for the Petitioner AND learned Government Pleader for Services – III, who takes notice for respondents, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Secretary to the Government, Legal Affairs, Legislative Affairs & Justice, Law Department, State of Telangana, Secretariat Buildings, Hyderabad
2. Secretary to the Government, Legal Affairs, Legislative Affairs & Justice, Law Department, State of Telangana, Secretariat Buildings, Hyderabad
3. Principal Secretary to the Government, Finance Department, State of Telangana, Secretariat Buildings, Hyderabad
4. The Administrative Head, Office of the Advocate-General, State of Telangana, High Court Buildings, Hyderabad

are directed to show cause as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 2 OF 2018:

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 pay salary to the Petitioner henceforth in the time-scale of pay applicable to the post of Sweeper in the Last Grade Service, inclusive of all applicable increments, if any, by taking into account the period of service rendered by the Petitioner, pending disposal of WP No. 46393 of 2018, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Learned Government Pleader for Services – III takes notice for respondents.

Pending further orders, in view of the decision in State of Punjab & others Vs. Jagjit Singh and others¹, respondents are directed to pay minimum pay of scale applicable to the post of Sweeper in the Last Grade Service in the State Government to the petitioner.

Sd/- T.YAKAIAH
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Secretary to the Government, Legal Affairs, Legislative Affairs & Justice, Law Department, State of Telangana, Secretariat Buildings, Hyderabad
2. Secretary to the Government, Legal Affairs, Legislative Affairs & Justice, Law Department, State of Telangana, Secretariat Buildings, Hyderabad
3. Principal Secretary to the Government, Finance Department, State of Telangana, Secretariat Buildings, Hyderabad
4. The Administrative Head, Office of the Advocate-General, State of Telangana, High Court Buildings, Hyderabad (1 to 4 by RPAD along with a copy of petition and affidavit)
5. One CC to SRI. SRIRAM POLALI Advocate [OPUC]
6. Two CCs to GP FOR SERVICES - III (TG), High Court Of Judicature at Hyderabad. [OUT]
7. one spare copy

HIGH COURT

MSR, J

DATED:20/12/2018



NOTICE BEFORE ADMISSION

WP.No.46393 of 2018

DIRECTION