

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD**

(Special Original Jurisdiction)

THURSDAY, THE THIRTIETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 14005 of 2005

Between:

- 1 T. Sharath Babu S/o. Mukundam
Vigilence & A.P. Transco Vidyuth Soudha Hyderabad
R/o. Plot.No.8, Kiran Enclave Sigh Road, Secunderabad.
- 2 D. Surya Prakash S/o. D. John
R/o.H.No.2, Police Quarters Hyderabad.

..... PETITIONERS

AND

- 1 The Union of India Rep. by its Secretary, Home
New Delhi.
- 2 The State of A.P Rep. by its Secretary, Home
Secretariat Hyderabad.
- 3 The Director General of Police
Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondent-authorities in deleting the name of the petitioners from the list issued by the respondent No.3 in Rc.No.640/Trg/1/2004, dt.25-6-2005 who are directed to attend the test from 4-7-2005 to dt.9-6-2005 for selection to UN Police Task Force in Kosovo, as arbitrary, illegal, violative of Articles 14,16,21 and 300-A of the constitution of India and consequently direct the respondent-authorities to send the petitioners for the UNSAT test along with other candidates as per the orders of the respondent No.3 in RC.No.640/TRG/1/2004, dt.25-6-2005 and pass such other order or orders as may deem fit and proper in the circumstances of the case.

Counsel for the Petitioners : MR.M.RAJENDER REDDY

Counsel for the Respondent No.1 : Ms. H.Seetha Devi

Counsel for the Respondents 2 & 3: GP FOR HOME

The Court made the following :

ORDER:

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This Writ Petition is filed by the petitioners aggrieved by the action of the respondents in deleting their names from the list of the selected candidates to be sent to attend the test from 04.07.2005 to 09.07.2005 for selection to UN Police Task Force in Kosovo as illegal, arbitrary and violative of the principles of natural justice as well as offending the provisions of Constitution of India.

2. According to the petitioners, they are working as Inspectors in the State Police Department. While so, the 3rd respondent in pursuance of the directions of the 1st respondent, issued a fax message to all the Departments of Police in the State calling for the nominations for Deployment with UN Peace Keeping Mission at Kosovo. The petitioners, therefore, sent their applications through proper channel and they have also appeared in pursuance of the directions for the scrutiny test, and in the process the petitioners were selected along with other candidates, totaling 20, who were selected to be sent for Pre-induction training for deployment in the UN Peace Keeping Mission. They were also directed to appear for the test to be conducted for UNSAT Test for inclusion in the UN Peace Keeping Mission. But, when the petitioners were expecting call to appear for the said test, their names were deleted without any notice or information. Hence, the petitioners have come up with the present Writ Petition.

3. At the time of hearing it is represented that when the name of another officer i.e., N.Sudhakar Reddy, was also deleted he had approached this Court, and this Court directed the respondents to permit him to attend in the pre-selection training. Now the selected candidates have to appear for the final test to be conducted between 4.7.2005 to 9.7.2005. Therefore, the learned counsel for the petitioners sought for a similar direction.

4. The learned Government Pleader for Home, on the other hand, sought to sustain

the action of the respondents. As the petitioners have participated on an earlier occasion, their names were deleted as per the instructions of the 1st respondent, and directed the State authorities to forward only 12 names. The learned Government Pleader sought to dismiss the Writ Petition.

5. Heard both sides and considered the material on record.

6. Admittedly, no proceedings are placed before this Court by the respondents-authorities showing the reasons for deletion of the names of the petitioners from the final list. As the names of the petitioners were shown in the selected list prepared by the respondents 2 and 3, there is no justification in deleting the names of the petitioners from the final list of the candidates, who are going to appear for the test to be conducted.

7. Under the above circumstances, the Writ Petition is disposed of directing the respondents 2 and 3 to include the names of the petitioners also in the list of candidates, who were directed to attend the test from 04.07.2005 to 09.07.2005 for selection to the UN Police Task Force in Kosovo. No costs.

S. Ananda Reddy, J.

Dt. 30..06..2005

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To

- 1 The Secretary, Home Department, Union of India,
New Delhi.
- 2 The Secretary, Home Department,
Secretariat Hyderabad.
- 3 The Director General of Police
Hyderabad
- 4) 2 CD copies
- 5) 1 CC to MRS.SEETHA DEVI
- 6) 1 CC to MR.SUDERSHAN REDDY

7) Two CCs to G.P. for Home, High Court Buildings, Hyderabad

THE HON'BLE MR. JUSTICE S. ANANDA REDDY

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W.P. No. 14005 of 2005

ORDER

30..06..2005