

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

THURSDAY, THE THIRTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE P. NAVEEN RAO

WRIT PETITION NO: 3102 OF 2020

Between:

Banoth Jyothi, W/o. late Srinu Aged 46 years, Occ. M.P.H.S (F),
Pinnireddygudem Sector, R/o. H. No. 3-4/1, Garla village, MRO Office road,
Garla Mandal, Mahabubabad District.

...PETITIONER

AND

1. The Director, Department of Primary Health and Family Welfare, Hyderabad.
2. The District Medical and Health Officer, Mahabubabad District.
3. The Dy. District Medical and Health Officer, Mahabubabad District.
4. The Medical Officer, TPHC, Mulkanoor.
5. The District Collector, Mahabubabad 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 issue Writ or direction preferably Writ of mandamus declaring the proceedings issued by Respondent No.2 vide E1/Sp1/2019, dt. 1/11/2019 suspending the petitioner without any reason as illegal, arbitrary, violative of principles of natural justice and consequently set aside the same and further direct the Respondent No.2 to pay all consequential benefits

IA NO: 1 OF 2020

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 No.2 to immediately revoke the suspension of the petitioner issued vide proceedings No. Rc. No. E1/Spl/2019, dt. 1/11/2019 and to pay subsistence allowance pending disposal of the main W.P. in the interest of justice

Counsel for the Petitioner: SRI M. V. VENU

Counsel for Respondents: GP FOR MEDICAL HEALTH & FAMILY WELFARE

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE P. NAVEEN RAO**WRIT PETITION No.3102 OF 2020****ORDER:**

Heard.

2. Petitioner is working as Multi Purpose Health Supervisor (Female). By order dated 01.11.2019, petitioner was placed under suspension. The order holds that petitioner created nuisance and disturbed the meeting conducted on 01.11.2019 and it also alleges that she is not staying in the headquarters, not attending to duties regularly, not monitoring and supervising in the field level villages. The said order is under challenge in this writ petition.

3. It is not in dispute that the District Medical and Health Officer is the competent authority to place the petitioner under suspension. The order of suspension is challenged on merits of the reasons assigned in the order. The Court is not inclined to express any opinion on the contentions, more particularly having regard to the fact that on 04.02.2020 petitioner made a representation to the Director of Public Health and Family Welfare, Hyderabad, praying to revoke her suspension.

4. Having regard to the same, without expressing any opinion on the merits of the case, the Writ Petition is disposed of directing the Director, Public Health and Family Welfare, to dispose of the representation submitted by the petitioner dated 04.02.2020 seeking revocation of suspension and to pass orders within a period of eight weeks from the date of receipt of

copy of this order. Pending Miscellaneous Petitions, if any, shall stand closed.

Sd/- Ch.VENKATESWARULU
ASSISTANT REGISTRAR

//TRUE COPY//

RV
SECTION OFFICER

To,

1. The Director, Department of Primary Health and Family Welfare, Hyderabad.
2. The District Medical and Health Officer, Mahabubabad District.
3. The Deputy District Medical and Health Officer, Mahabubabad District.
4. The Medical Officer, TPHC, Mulkanoor.
5. The District Collector, Mahabubabad District
6. The Director, Public Health and Family Welfare, Hyderabad
7. One CC to Sri M V Venu Advocate [OPUC]
8. Two CCs to GP for Medical Health & Family Welfare, High Court for the State of Telangana. [OUT]
9. Two CD Copies

MBC

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HIGH COURT

DATED: 30/04/2020



ORDER

WP.No.3102 of 2020

DISPOSING OF THE WRIT PETITION

WITHOUT COSTS

⑪ copies
Sm
18/5/20