

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

**FRIDAY, THE THIRTIETH DAY OF APRIL
TWO THOUSAND AND TWENTY ONE**

PRESENT

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION NO: 12021 OF 2021

Between:

Kaluth Sresta, D/o.Late Tukaram Ravi Kumar, aged about 19 years, Occ. Student,
R/o Door No.7-1-632/92/1/A, Bapu Nagar, Sanjeeva Reddy Nagar, Hyderabad.

...PETITIONER

AND

1. The State of Telangana, Education Department, rep. by it's Prl. Secretary, Secretariat, Hyderabad.
2. The District Education Officer, Khairatabad Zone, Hyderabad.
3. The Head Master Government High School, Banjara Hills, Road No.7, D.No.8-2-54B, Avenue 5, Banjara Hills, Hyderabad-34.

...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, order or direction particularly one in the nature of WRIT OF MANDAMUS declaring the action of respondents in not considering the application dated 04/03/2021 for compassionate appointment due to the death of the petitioners father, as illegal arbitrary and violative of principles of natural justice and consequently direct the respondents to consider representations dated 03/10/2020, 12/02/2021 and application dated 04/03/21 for appointing the petitioner on any suitable post on compassionate grounds due to the death of petitioner father.

IA NO: 1 OF 2021

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 consider representations dated 03/10/2020, 12/02/2021 and application dated 04/03/21 for appointing the petitioner on any suitable post on compassionate grounds due to the death of petitioner father, pending disposal of the main Writ petition.

Counsel for the Petitioner: SRI. SREENIVASA RAO VELIVELA

Counsel for the Respondents: GP FOR SERVICES - I

The Court at the stage of admission made the following: ORDER

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

WRIT PETITION No.12021 of 2021

ORDER:

This writ petition is being disposed of at the admission stage with the consent of both parties.

This writ petition is filed seeking the following relief:

".....to issue a Writ of Mandamus declaring the action of the respondents in not considering the application dt.04.03.2021 for compassionate appointment due to the death of the petitioner's father as illegal, arbitrary and violative of principles of natural justice and consequently direct the Respondents to consider representations dated 03.10.2020, 12.02.2021 and application dated 04.03.2021 for appointing the petitioner on any suitable post on compassionate grounds due to the death of petitioner's father"

Heard learned counsel appearing for the petitioner and the learned Government Pleader for Services-I,

It has been contended by the petitioner that her father while working as Head Master in the 3rd respondent School expired on 03.07.2020. She has submitted detailed representations to the respondents on 03.10.2020, 12.02.2021 and 04.03.2021 seeking compassionate appointment. But, so far, the respondents have not passed any orders on the said representations.

Therefore, learned counsel appearing for the petitioner had contended that appropriate orders be passed in the writ petition directing the respondents to consider the representations submitted by the petitioner and pass appropriate orders in accordance with law.

Learned Government Pleader appearing for the respondents had contended that since the representations are pending with the respondents, the respondents would consider the same and pass appropriate orders in accordance with law.

This Court, having considered the rival submissions of learned counsel for the parties, is of the considered view that this writ petition can be disposed of directing the respondents to consider the representations submitted by the petitioner on 03.10.2020, 12.02.2021 and 04.03.2021 and pass appropriate orders in accordance with law, within a reasonable period of time, preferably within eight weeks from the date of receipt of a copy of this order.

With the above directions, the writ petition is disposed of. No order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

SD/- K.VENKAIAH
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Education Department, State of Telangana, Secretariat, Hyderabad.
2. The District Education Officer, Khairatabad Zone, Hyderabad.
3. The Head Master Government High School, Banjara Hills, Road No.7, D.No. 8-2-54B, Avenue 5, Banjara Hills, Hyderabad-34.
4. One CC to Sri Sreenivasa Rao Velivela, Advocate [OPUC]
5. Two CCs to GP for Services-I, High Court for the State of Telangana at Hyderabad. [OUT]
6. Two CCs to GP for Education, High Court for the State of Telangana at Hyderabad. [OUT]
7. Two CD Copies

CHR



HIGH COURT

DATED:30/04/2021

ORDER

W.P.No.12021 of 2021



DISPOSING OF THE WRIT PETITION
AT THE STAGE OF ADMISSION
WITHOUT COSTS.

PRK
21/05

(10)