

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

THURSDAY, THE THIRTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HONOURABLE SRI JUSTICE ABHINAND KUMAR SHAVILI
AND
THE HONOURABLE SRI JUSTICE ANIL KUMAR JUKANTI

WRIT PETITION NO: 7380 OF 2016

Between:

Dr.K.Pushpalatha, D/o: K.Rayalingu, Age 47 Years, Occ: Private Doctor,
R/o H.No. T2-75, Tilaknagar, Godavarikhani - 505 129 Karimnagar District

...PETITIONER

AND

1. The Commissioner, Department of AYUSH, State of Telangana, Hyderabad.
2. The State of Telangana, Rep. by its Principal Secretary, Health, Medical and Family Welfare Department, Secretariat, Hyderabad.

...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 grant appropriate relief more in the Writ of Mandamus declaring the action of the Respondents in not considering the case of the Petitioner for appointment to the post of Medical Officer (Ayurveda) in zone-5 against the vacancies which are existing in pursuance of the notification dt.07.01.2009 issued by the 1st Respondent as arbitrary, illegal, discriminatory violating Article 14, 16 and 21 of the Constitution of India and also declaring the Orders of the Hon'ble Tribunal dt.12th November 2015 passed in O.A. No. 6170 of 2015 as erroneous and untenable and set aside the same and issue consequential directions directing the Respondents to forthwith consider the case of the Petitioner for appointment to the post of Medical Officer (Ayurveda) in zone-5 against the vacancies which are existing in pursuance of the notification dt.07.01.2009 issued by the 1st Respondent with all consequential benefits including seniority for the purpose of

effecting regular appointments to the post of Medical Officer (Ayurveda) and taking into account the letter No. 2489/C.1/2014, dt.12.11.2014 and the letter No. 2489/C.1/2014, dt.20.01.2015 addressed by the 1st Respondent to the 2nd Respondent.

I.A. NO: 1 OF 2016(WPMP. NO: 9420 OF 2016)

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 direct the Respondents to forthwith consider the case of the Petitioner for appointment to the post of Medical Officer (Ayurveda) in zone-5 in the existing vacancies taking into account the letter No.2489/C.1/2014, dt.12.11.2014 and the letter No.2489/C.1/2014, dt.20.01.2015 before issuing any fresh notification pending disposal of the Writ Petition.

Counsel for the Petitioner: SRI. P. V. KRISHNAIAH

Counsel for the Respondents: GP FOR SERVICES I

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI
AND
THE HON'BLE SRI JUSTICE ANIL KUMAR JUKANTI

Writ Petition No.7380 of 2016

ORDER: (*Per Hon'ble Sri Justice Abhinand Kumar Shavili*)

This Writ Petition is filed by the petitioner aggrieved by the orders passed by the Andhra Pradesh Administrative Tribunal, (for short, 'the Tribunal'), Hyderabad in O.A.No.6170 of 2015, dated 12.11.2015 and to set aside the same.

2. The brief facts of the case are that the petitioner was seeking appointment as Medical Officer (Ayurveda) against the existing vacancies in pursuance to the Notification, dated 07.01.2009. However, the petitioner could not get selected. In those set of circumstances, the petitioner has approached the Tribunal by filing O.A.No.6170 of 2015 and the Tribunal was pleased to dismiss the said O.A., vide orders, dated 12.11.2015. Aggrieved by the same, the present Writ Petition is filed.

3. A perusal of the record discloses that the petitioner is aged about 55 years and the relief sought for by the petitioner cannot be granted at this point of time.

4. Accordingly, the Writ Petition is closed. There shall be no order as to costs.

As a sequel, miscellaneous applications pending if any in this Writ Petition, shall stand closed.

//TRUE COPY//

SD/- B.SARASWATHI
ASSISTANT REGISTRAR

SD
SECTION OFFICER

To,

1. One CC to Sri P. V. Krishnaiah, Advocate [OPUC]
2. Two CCs to GP for Services I, High Court for the State of Telangana, at Hyderabad [OUT]
3. Two CD Copies

TJ

GJ

PMc.

HIGH COURT

DATED:31/08/2023



ORDER

WP.No.7380 of 2016

**CLOSING THE WRIT PETITION
WITHOUT COSTS.**

6 p.m.
21/9/23