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

THURSDAY, THE TWENTY NINTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SMT JUSTICE T.MADHAVI DEVI

WRIT PETITION Nos.15597, 15864, 15888, 16598, 16682, 16775, 16781, 16883, 17112, 17324, 17377, 17409, 17428, 17478, 17520, 17604, 17790, 17817, 18048, 18051, 18104, 18201, 18296, 18452, 18730, 19079, 21073, 21557, 22548 & 23048 OF 2020,

WRIT PETITION NO.25062 OF 2022;

AND

I.A.NO.1 OF 2023 IN W.P.NO.17324 OF 2020

WRIT PETITION No. 15597 OF 2020

Between:

Uppari Thirumalesh, S/o. Krishna, aged 34 years, R/o H.No. 4-85/1, leeza, leeza (Village and Mandal), Jogulamba Gadwal District, (Erstwhile Mahabubnagar District), Telangana State, Candidate I.D. No. 7I 160552, H.T. No. 128873, BC-D, Marks-50, Rank-4.

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Ltd., Having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063
3. The Superintending Engineer (Operation), Operation Circle, Gadwal, TS SPDCL, Gadwal District, (Erstwhile Mahabubnagar District), Telangana State
4. The State of Telangana, General Administration Department (GAD), Secretariat, Hyderabad, rep. by its Chief Secretary

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents in implementing the Presidential Order to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28/09/2019 and the action of the 3rd Respondent in not permitting the Petitioner to the Pole Climbing Test Scheduled on 02/09/2020, in spite of submitting all the Study Certificates pertaining to 1st to 7th Class at 2.00 p.m. as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued by the 4th Respondent vide G.O. Ms. No. 124, GAD, dated 30/08/2018 and consequently read down the Notification No. 1 of 2019, dated 28/09/2019 and direct the Respondents No. 1 to 3 to permit the Petitioner to the Pole Climbing Test based his Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from et to 7th Class and accordingly appoint the Petitioner as Junior Line Man based on his success in the Pole Climbing Test to be held, with 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 Respondents No. 1 to 3 to permit the Petitioner to the Pole Climbing Test based his Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from 1st to 7th Class and accordingly appoint the Petitioner as Junior Line Man based on his success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 1 OF 2021

Between:

1. The Telangana State Southern Power Distribution Company Ltd., Having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063

3. The Superintending Engineer (Operation), Operation Circle, Gadwal, TSSPDCL, Gadwal District, (Erstwhile Mahabubnagar District), Telangana State

....PETITIONERS/RESPONDENTS

AND

1. Uppari Thirumalesh, S/o. Krishna, aged 34 years, R/o H.No. 4-85/1, Ieeza, Ieeza (Village and Mandal), Jogulamba Gadwal District, (Erstwhile Mahabubnagar District), Telangana State, Candidate I.D. No. 7I 160552, H.T. No. 128873, BC-D, Marks-50, Rank-4.

...RESPONDENT/PETITIONER

2. The State of Telangana, General Administration Department (GAD), Secretariat, Hyderabad, rep. by its Chief Secretary

...RESPONDENT/RESPONDENT

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 vacate the interim orders granted in W.P. No. 15597 of 2020, dated 21-9-2020.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondent Nos. 1 to 3: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.4: GP FOR SERVICES-III

WRIT PETITION NO: 15864 OF 2020

Between:

Mohammed Sulthan, S/o Fayaz Miya, Aged about 25 years,Occ. Nil, R/o H.No 2-3-647/B/187and 188, Prem Nagar, Amberpet, Hyderabad-500013.

...PETITIONER

AND

1. Southern Power Distribution Company of Telangana Limited, 6-1-50, Corporate Office, Mint Compound, Hyderabad Represented by its Chairmen and Managing Director.
2. Superintending Engineer, Operation Circle, Cyber City (Rangy Reddy), Telangana State Southern Power Distribution Company (TSSPDCL), Nanalnagar X Roads, Rethibowli, Hyderabad, 500028.
3. Superintending Engineer, Operation Circle, TSSPDCL, Medchal-Malkajgiri District, Gunrock, Sec-bad.

4. Superintending Engineer, Operation Circle, TSSPDCL, Hyderabad District.
5. State of Telangana, Represented by its Principal Secretary, Energy 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 issue order or direction more particularly one in the Writ of Mandamus, to direct the respondents to consider the case of the petitioner as a local candidate either to the Ranga Reddy District (Cyber City) or in the Medchal-Malkajgiri District or to the Hyderabad District and to allow the petitioner for further selection process including for appointment basing upon the marks and rank of the petitioner to the post of Junior Lineman in pursuance to the notification No. 01 of 2019 dated 28-09-2019 on the file of 1st respondent by holding the action of the respondents No.1 and 2 in not considering the case of the petitioner as a local candidate either of three Districts (Ranga Reddy, Medchal-Malkajgiri and Hyderabad Districts) as unfair, arbitrary, unjust and violation of Article 14 of Constitution of India.

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.1 to instruct to any one of the respondents No.2 to 4 to keep one post vacant either Medchal-Malkajgiri District or Ranga Reddy District or Hyderabad District to the petitioner in pursuance to the notification No. 01 of 2019 dated 28/09/2019 on the file of 1st respondent.

IA NO: 2 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.1 to instruct to any one of the respondents No.2 to 4 to allow the petitioner far the pole climbing test in any of the three Districts (Ranga Reddy, Medchal-Malkajgiri and Hyderabad Districts) in pursuance to the notification No. 01 of 2019 dated 28/09/2019 on the file of 1st respondent.

IA NO: 3 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 respondents to take up further process for appointment of the petitioner as Junior Lineman in pursuance to the notification No.1 of 2019 dated 28-9-2019 on the file of 1st respondent and letter No.SE/OP/CYBE/DE-T/JAO-ADM/C3/F./D.No.596-1/2020 dated 29-09-2020 on the file of the 3rd respondent, since the petitioner is successful in the pole climbing test conducted on 30-9-2020 in pursuance to the interim orders dated 17-09-2020 of this Hon'ble Court.

IA NO: 1 OF 2021

Between:

1. Southern Power Distribution Company of Telangana Limited, 6-1-50, Corporate Office, Mint Compound, Hyderabad Represented by its Chairmen and Managing Director.
2. Superintending Engineer, Operation Circle, Cyber City (Rangy Reddy), Telangana State Southern Power Distribution Company (TSSPDCL), Nanalnagar X Roads, Rethibowli, Hyderabad, 500028.
3. Superintending Engineer, Operation Circle, TSSPDCL, Medchal-Malkajgiri District, Gunrock, Sec-bad.
4. Superintending Engineer, Operation Circle, TSSPDCL, Hyderabad District.

....PETITIONERS/RESPONDENTS

AND

1. Mohammed Sulthan, S/o Fayaz Miya, Aged about 25 years,Occ. Nil, R/o. H.No 2-3-647/B/187and 188, Prem Nagar, Amberpet, Hyderabad-500013.

...RESPONDENT/PETITIONER

2. State of Telangana, Represented by its Principal Secretary, Energy Department, Secretariat, Hyderabad

...RESPONDENT/RESPONDENT

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 vacate the interim order granted in I.A.No.2 of 2020 in W.P. No. 15864 of 2020 dated 17.09.2020 and dismiss the writ petition.

Counsel for the Petitioner: SRI M. VENKAT RAM REDDY

Counsel for the Respondent Nos. 1 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.5: GP FOR SERVICES-III

WRIT PETITION NO: 15888 OF 2020

Between:

Gandhasiri Harish, S/o. Lingamurthy, aged 26 years, R/o H.No. C-139, Kothawada, Maripeda Bangla, Meripeda, Mahabubabad District - 506315, (Erstwhile Warangal District), Telangana State, Candidate I.D. No. 71107977, H.T. No. 131340, BC - B, Marks - 29, Rank - 383

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Limited and 4 Others, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.
3. The Superintending Engineer (Operation), Operation Circle, Cybercity, TS SPDCL, Ranga Reddy district, Nanalnagar X Roads, Rethibowli, Hyderabad - 500028, Telangana State.
4. The Superintending Engineer (Operation), Operation Circle, Medchal, TS SPDCL, Medchal-Malkajgiri district, Telangan+6a State.
5. The State of Telangana, General Administration Department (GAD), Secretariat, Hyderabad, rep. by its Chief Secretary

...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 any appropriate writ, order or direction particularly one in the nature of Writ of Mandamus declaring the action of the 1st Respondent in issuing the C.O.O.Ms.No.189, dated 06-06-2007, the consequential Orders in C.O.O.Ms. No.611, dated 05-02-2009 S.P.O.O.Ms.No.730, dated 26-09-2015 and S.P.O.O. Ms.No.M1, dated 26-09-2019 and the action of the Respondents in implementing the Presidential Order to the Notified Junior Line Men Posts in the Notification No.1 of 2019, dated 28-09-2019 and the action of the 3rd Respondent in not permitting the Petitioner to the Pole Climbing Test Scheduled on 27-08-2020, in

spite of submitting all the Study Certificates pertaining to 1st to 10th Class as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued by the 5th Respondent vide G.O.Ms.No.124, GAD dated 30-08-2018 and consequently set aside the orders in C.O.O.Ms.No. 189, dated 06-06-2007, the consequential Orders in C.O.O.Ms.No.611, dated 05-02-2009, S.P.O.O.Ms.No.730, dated 26-09-2015 and S.P.O.O.Ms.No.M1, dated 26-09-2019 issued by the 1st Respondent and read down the Notification No.1 of 2019, dated 28-09-2019 and direct the Respondents No.1 to 4 to permit the Petitioner to the Pole Climbing Test based on his Merit and Social Status, pursuant to the Notification No.01 of 2019 dated 28-09-2019, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from 1st to 10th Class and accordingly appoint the Petitioner as Junior Line Man based on his success in the Pole Climbing Test to be held, with all consequential benefits.

(Prayer is amended as per Court Order dated 14.02.2023 in I.A.No.01 of 2022.)

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 Respondents No. 1 to 4 to permit the Petitioner to the Pole Climbing Test based his Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from 1st to 10th Class and accordingly appoint the Petitioner as Junior Line Man based on his success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

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 3rd and 4th Respondents to issue the Appointment Order to the Petitioner as Junior Line Man, against one of the existing Vacancies, on par with others, pending disposal of the above Writ Petition.

IA NO: 2 OF 2020

Between:

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No.6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director

2. The Chief General Manager (HRD), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.

3. The Superintending Engineer (Operation), Operation Circle, Cybercity, TSSPDCL Ranga Reddy district, Nanalnagar 'X' Roads, Rethibowli, Hyderabac - 500028, Telangana State.

4. The Superintending Engineer (Operation), Operation Circle, Medchal, TSSPDCL, Medchal-Malkajgiri district, Telangana State.

....PETITIONERS/RESPONDENTS

AND

1. Gandhasiri Harish, S/o. Lingamurthy, aged 26 years, R/o H.No. C-139, Kothawada, Maripeda Bangla, Meripeda, Mahabubabad District - 506315, (Erstwhile Warangal District), Telangana State, Candidate I.D.No.71107977, H.T. No. 131340, BC-B, Marks - 29, Rank - 383

...RESPONDENT/PETITIONER

2. The State of Telangana, General Administration Department (GAD), Secretariat Hyderabad, rep. by its Chief Secretary

...RESPONDENT/RESPONDENT

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 vacate the interim orders granted in W.P. No. 15888 of 2020, dated 17/9/2020.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondent Nos. 1 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.5: GP FOR SERVICES-III

WRIT PETITION NO: 16598 OF 2020

Between:

1. Amboth Ravi, S/o Padthya, aged 21 years, R/o H.No. 7-33/A, Amboth Thanda (V), Manchal Mandal, Ranga Reddy District, Telangana State, PIN - 501508 Candidate I.D. No. 71124730, H.T. No. 126952, ST, Marks -27, Rank – 499

Writ Petition is closed as infructuous as per Court Order dated 28.06.2023

2. Nenavath Shivaram, S/o. Pathya, aged 21 years, R/o H.No. 2-24, Salapur (V), Kadthal Mandal, Ranga Reddy District, Telangana State, PIN - 509321 Candidate I.D. No. 71101842, H.T. No. 147253, ST, Marks - 28, Rank - 496
3. Vonkolla Gopal, S/o Balaiah, aged 27 years, R/o H.No. 6-50, Kottapally (V), Donna Mandal, Vikarabad District, Telangana State, PIN- 509339 Candidate I.D. No. 71156644, H.T. No. 134000, BC-D, Marks - 30, Rank - 302

   Writ Petition is closed as Infructuous as per Court Order dated 28.06.2023
4. Pullam Chendrarreddy, S/o Narsimha Reddy, aged 37 years, R/o H.No. 1-87/2, Venkat Reddy Pally Village, Gandweed Mandal, Mahabub nagar District, Telangana State, PIN 509337. Candidate I.D. No. 71106377, H.T. No. 139340, BC-D, Marks - 28, Rank - 350

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad 500063
3. The Superintending Engineer (Operation), Operation Circle, Cybercity, TS SPDCL, Ranga Reddy district, Nanalnagar X Roads, Rethibowli, Hyderabad - 500028, Telangana State
4. The Superintending Engineer (Operation), Operation Circle, Medchal, TS SPDCL, Medchal-Malkajgiri district, Telangana State.
5. The Superintending Engineer (Operation), Operation Circle, Vikarabad, TS SPDCL, Vikarabad district, Telangana State
6. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents in implementing the Presidential Order retrospectively to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28-09-2019 and the action of the 3rd Respondent in not permitting the Petitioners to the Pole Climbing Test Scheduled on 31-08-2020, 31-08-2020, 26-08-2020 and 28-08-2020 respectively in spite of submitting all the Study Certificates pertaining to 1St to 10th Class as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30-08-2018 and consequently read down the Notification No. 1 of 2019, dated 28-09-2019 and direct the Respondents to permit the Petitioners to the Pole

Climbing Test, based their Merit and Social Status, either under the 3rd Respondent or the Petitioners No.1 and 2 under the 4th Respondent, the Petitioner No.3 under the 5th Respondent and the Petitioner No.4 under the 6th Respondent, without reference to the Presidential Order, or alternatively by verifying their Study Certificates from 1st to 10th Class and accordingly appoint the Petitioners as Junior Line Men based on their success in the Pole Climbing Test to be held, with 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 Respondents to permit the Petitioners to the Pole Climbing Test, based their Merit and Social Status, either under the 3rd Respondent or the Petitioners No.1 and 2 under the 4th Respondent, the Petitioner No.3 under the 5th Respondent and the Petitioner No.4 under the 6th Respondent, without reference to the Presidential Order, or alternatively by verifying their Study Certificates from to 10th Class and accordingly appoint the Petitioners as Junior Line Men based on their success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 2 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 vacate the interim orders granted in W.P. No. 16598 of 2020, dated 25-9-2020.

Counsel for the Petitioners: SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR,
SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 16682 OF 2020

Between:

1. A. Venkatesh, S/o. Chennaiah, aged 35 years, Occupation: Artisan Grade -II, R/o H.No. 1-80/38, Kadthal, Ranga Reddy (Shamshabad) District, Telangana State, PIN - 509358. Candidate I.D. No. 71129100, H.T. No. 14426, SC, Total Marks 26 + 20 = to 46, Revised Rank - 44

2. B. Sathyaiah, S/o Pochaiah, aged 39 years, Occupation: Artisan Grade -II, R/o H.No. 14-86, Kondurgu Village and Mandal, Ranga Reddy (Shamshabad) District, Telangana State, PIN -509207. Candidate I.D. No. 71129604, H.T. No. 120977, SC, Total Marks 24 + 20 = 44, Revised Rank - 50
3. K. Rajya Naik, S/o Hari Singh, aged 33 years, Occupation: Artisan Grade -II, R/o H.No. 3-74, Balyalolcya Thanda, Jagaboinpally, Urkonda Mandal, Nagarkurnool District, Telangana State Candidate I.D. No. 71127042, H.T. No. 153726, ST, Total Marks - 25 + 15 = 40, Revised Rank - 67

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063.
3. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.
4. The Superintending Engineer (Operation), Operation Circle, Cybercity, TS SPDCL, Ranga Reddy district, Nanalnagar X Roads, Rethibowli, Hyderabad - 500028, Telangana State.
5. The Superintending Engineer (Operation), Operation Circle, Nagar Kurnool, TS SPDCL, Nagar Kurnool district, Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents in implementing the Presidential Order retrospectively to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28-09-2019 and the action of the 3rd Respondent in not permitting the Petitioners to the Pole Climbing Test Scheduled on 21- 08-2020, in spite of submitting all the Study Certificates pertaining to 1st to 10th Class as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30-08-2018 and consequently read down the Notification No. 1 of 2019, dated 28-09-2019 and direct the Respondents to permit the Petitioners to the Pole Climbing Test based their Merit and Social Status, either under the 3rd Respondent or the 1st and 2nd Petitioners under the 4th Respondent and the 3rd Petitioner under the 5th Respondent, without reference to the Presidential Order, or alternatively by verifying their Study Certificates from 1st

to 10th Class and accordingly appoint the Petitioners as Junior Line Men based on their success in the Pole Climbing Test to be held, with 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 Respondents to permit the Petitioners to the Pole Climbing Test based their Merit and Social Status, either under the 3rd Respondent or the 1st and 2nd Petitioners under the 4th Respondent and the 3rd Petitioner under the 5th Respondent, without reference to the Presidential Order, or alternatively by verifying their Study Certificates from 1st to 10th Class and accordingly appoint the Petitioners as Junior Line Men based on their success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 2 OF 2020

Between:

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063.
3. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TSSPDCL, Mahabubnagar District, Telangana State.
4. The Superintending Engineer (Operation), Operation Circle, Cybercity, TSSPDCL, Ranga Reddy district, Nanalnagar X Roads, Rethibowli, Hyderabad -500028, Telangana State.
5. The Superintending Engineer (Operation), Operation Circle, Nagar Kurnool, TSSPDCL, Nagar Kurnool district, Telangana State.

...PETITIONERS/RESPONDENTS

AND

1. A. Venkatesh, S/o. Chennaiah, aged 35 years, Occupation: Artisan Grade-II, R/o H.No. 1-80/38, Kadthal, Ranga Reddy (Shamshabad) District, Telangana State, PIN - 509358. Candidate I.D. No. 71129100, H.T. No. 14426, SC, Total Marks 26 + 20 = to 46, Revised Rank - 44
2. B. Sathyaiah, S/o Pochaiah, aged 39 years, Occupation: Artisan Grade-II, R/o. H.No. 14-86, Kondurgu Village and Mandal, Ranga Reddy (Shamshabad) District, Telangana State, PIN - 509207. Candidate I.D. No. 71129604, H.T.No.120977, SC, Total Marks 24 + 20 = 44, Revised Rank - 50

3. K. Rajya Naik, S/o Hari Singh, aged 33 years, Occupation: Artisan Grade -II, R/o H.No.3-74, Balyalokya Thanda, Jagaboinpally, Urkonda Mandal, Nagarkurnool District, Telangana State Candidate I.D. No. 71127042, H.T. No. 153726, ST, Total Marks - 25 + 15 = 40, Revised Rank - 67

...RESPONDENTS/PETITIONERS

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 vacate the interim orders granted in W.P.No.16682 of 2020, dated 28-09-2020.

Counsel for the Petitioners: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION No. 16775 OF 2020

Between:

Sikindar Daravath, S/o Takoor, aged 40 years, Occ: Artisan Grade II, R/o H.No. 4-176/B, Danthalapally (V and Mandal), Mahabubabad District, Telangana State, PIN - 506324 Candidate I.D. No. 71154989, H.T. No. 143692, ST, Total Marks - 27 + 20 is = 47, Rank - 69

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Limited., having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.
3. The Superintending Engineer (Operation), Operation Circle, Nalgonda, TS SPDCL, Nalgonda District, Telangana State.
4. The Superintending Engineer (Operation), Operation Circle, Suryapet, TS SPDCL, Suryapet district, Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents in implementing the Presidential Order retrospectively to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28-09-2019 and the action of the 3rd Respondent in not permitting the Petitioner to the Pole Climbing Test Scheduled

on 08-09-2020, pursuant to the Call Letter dated 30-07-2020, in spite of submitting all the Study Certificates pertaining to 1st to 10th Class as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30-08-2018 and consequently read down the Notification No. 1 of 2019, dated 28-09-2019 and direct the Respondents to permit the Petitioner to the Pole Climbing Test based on his Merit and Social Status, either under the 3rd Respondent or under the 4th Respondent, without reference to the Presidential Order, or alternatively, by verifying his Study Certificates from 1st to 10th Class and accordingly appoint the Petitioner as Junior Line Man based on his success in the Pole Climbing Test to be held, with 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 Respondents to permit the Petitioner to the Pole Climbing Test based on his Merit and Social Status, either under the 3rd Respondent or under the 4th Respondent, without reference to the Presidential Order, or alternatively, by verifying his Study Certificates from 1st to 10th Class and accordingly appoint the Petitioner as Junior Line Man based on his success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 2 OF 2020

Between:

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No.6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.
3. The Superintending Engineer (Operation), Operation Circle, Nalgonda, TS SPDCL, Nalgonda District, Telangana State.
4. The Superintending Engineer (Operation), Operation Circle, Suryapet, TS SPDCL, Suryapet district, Telangana State.

...PETITIONERS/RESPONDENTS

AND

Sikindar Daravath, S/o Takoor, aged 40 years, Occ: Artisan Grade II, R/o H.No. 4-176/B, Danthalapally (V and Mandal), Mahabubabad District, Telangana State, PIN - 506324 Candidate I.D. No. 71154989, H.T.No.143692, ST, Total Marks - 27+20 is = 47, Rank - 69

...RESPONDENT/PETITIONER

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 vacate the interim orders granted in W.P. No. 16775 of 2020, dated 29-9-2020.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 16781 OF 2020

Between:

1. Vadde Sivakrishna, S/o Thirupathaiah, aged 27 years, R/o H.No. 9-109, Thimmapur Railway Station (V), Thimmapur, Kothur Mandal, Ranga Reddy District, Telangana State, PIN - 509325 Candidate I.D. No. 71145553, H.T. No. 112913, BC-A, Total Marks - 34, Rank - 125
2. P. Mallesh, S/o. P. Kumar, aged 31 years, R/o H.No. 9-121, Thimmapur Railway Station (V), Thimmapur, Kothur Mandal, Ranga Reddy District, Telangana State, PIN -509325 Candidate I.D. No. 71141399, H.T. No. 144380, BC-A, Total Marks - 39, Rank- 75
3. Gaddam Sandeep, S/o Srisailam, aged 19 years, R/o H.No. 9-21/1, Thimmapur Railway Station (V), Thimmapur, Kothur Mandal, Ranga Reddy District, Telangana State, PIN - 509325 Candidate I.D. No. 71145182, H.T. No. 104521, BC-A, Total Marks - 29, Rank- 307
4. K. Anjaneyulu, S/o Venkataiah, aged 26 years, R/o Ambedkar Colony, Kothur Village and Mandal, Ranga Reddy District, Telangana State, PIN - 509228. Candidate I.D. No. 71148867, H.T. No. 134488, SC, Total Marks - 31, Rank - 198

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.
3. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.

4. The Superintending Engineer (Operation), Operation Circle, Cybercity, TS SPDCL, Ranga Reddy district, Nanalnagar X Roads, Rethibowli, Hyderabad - 500028, Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents in implementing the Presidential Order retrospectively to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28/09/2019 and the action of the 3rd Respondent in not permitting the Petitioners to the Pole Climbing Test Scheduled on 24/ 08/2020, in spite of submitting all the Study Certificates pertaining to 1st to 10th Class as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/2018 and consequently read down the Notification No. 1 of 2019, dated 28/09/2019 and direct the Respondents to permit the Petitioners to the Pole Climbing Test based their Merit and Social Status, either under the 3rd Respondent or under the 4th Respondent, without reference to the Presidential Order, or alternatively by verifying their Study Certificates from 1st to 10th Class and accordingly appoint the Petitioners as Junior Line Men based on their success in the Pole Climbing Test to be held, with 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 Respondents to permit the Petitioners to the Pole Climbing Test based their Merit and Social Status, either under the 3rd Respondent or under the 4th Respondent, without reference to the Presidential Order, or alternatively by verifying their Study Certificates from 1st to 10th Class and accordingly appoint the Petitioners as Junior Line Men based on their success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR,
SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 16883 OF 2020

Between:

Gopal Naik, S/o. Shuljan Naik, aged 36 years, Occupation: Artisan Grade - II, R/o H.No. 4-40, Mangamralla Thanda, Kanugubanda Thanda Village, Koilkonda Mandal, Mahabubnagar District, Telangana State, PIN - 509371. Candidate I.D. No. 71113101, H.T. No. 120151, ST, Total Marks - 27 + 16 = 43, Revised Rank - 53.

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Director (Human Resources), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.
3. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.
4. The Superintending Engineer (Operation), Operation Circle, Narayanpet at Mahabubnagar SE Office, TSSPDCL, Telangana State.
5. The State of Telangana, General Administration Department (GAD), Secretariat, Hyderabad, rep. by its Chief Secretary.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents in not issuing the Appointment Order to the Petitioner by the 3rd Respondent, in spite of passing the Pole Climbing Test held on 19/08/2020, under the guise of implementing the Presidential Order retrospectively to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28/09/2019, that too to a non existing district (Narayanpet District) in the Presidential Order, in spite of submitting all the Study Certificates pertaining to 1st to 10th Class as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/2018 and consequently read down the Notification No. 1 of 2019, dated 28/09/2019 and

direct the Respondents to issue the Appointment Order to the Petitioner, based on his Merit and Social Status, either under the 3rd Respondent or under the 4th Respondent, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from 1st to 10th Class, with 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 Respondents to issue the Appointment Order to the Petitioner, based on his Merit and Social Status, either under the 3rd Respondent or under the 4th Respondent, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from 1st to 10th Class, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondent Nos.1 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.5: GP FOR SERVICES-III

WRIT PETITION NO: 17112 OF 2020

Between:

1. P. Sudharshan, S/o Kasim, aged 29 years, R/o H.No. 5-63, S.C. Colony, Macherla Village, Gattu Mandal, Jogulamba Gadwal District (Erstwhile Mahabubnagar District), Telangana State, PIN - 509129 Candidate I.D. No. 71151953, H.T. No. 153612, SC, Marks - 35, Rank - 47
2. G. Mahesh, S/o Lakshmarma, aged 23 years, R/o H.No. 5-89, Golla, Kyathus Village, Alampur Mandal, Jogulamba Gadwal District (Erstwhile Mahabubnagar District), Telangana State, PIN - 509153 Candidate I.D. No. 71107345, H.T. No. 153327, BC-D, Marks - 39, Rank - 26

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director

2. The Director (Human Resources), TS SPDCL, Corporate Office, TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063,
3. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063,
4. The Superintending Engineer (Operation), Jogulamba Gadwal Circle, TS SPDCL, Jogulamba Gadwal District, Telangana State,
5. The National Council for Vocational Training (NCVT), Ministry of Skill Development and Entrepreneurship, Government of India, New Delhi rep. by its Director General of Training / Member Secretary
6. K.Vittal, S/o Not Known, aged 39 years, C/o Umityala 33/11, KV Sub-Station, K.T.Doddi Mandal, Jogulamba Gadwal District, (Erstwhile Mahabubnagar District), Telangana State, PIN - 509129. Candidate I.D. No. 71123290, H.T No. 144339, SC, Marks - 33, Rank - 55.

   Respondent No.6 is impleaded as per Court Order dated 22.12.2021 in I.A.No.1 of 2021.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the 3rd Respondent in not permitting the Petitioners to the Pole Climbing Test scheduled on 02/09/2020 and 01/09/2020 respectively for Junior Line Men Posts pursuant to the Call Letters dated 30/07/2020, on the ground that the Petitioners studied ITI in the State of Andhra Pradesh and the action of the 1st and 2nd Respondents in not issuing any Orders / instructions to the 3rd Respondent for conducting the Pole Climbing Test to the Petitioners for Junior Line Men Posts, pursuant to their representations dated 03/09/2020, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India, violative of Section - 95 of the Andhra Pradesh Re-organisation Act 2014 and contrary to the Education qualifications Clause mentioned in Paragraph - 3 of the Notification No. 1 /2019, dated 28/09/2019 issued by the 1st Respondent and consequently direct the Respondents No. 1 to 3 to permit the Petitioners to the Pole Climbing Test, for Junior Line Men Posts on par with the all other Candidates, who were issued the ITI Certificates by the 4th Respondent in Telangana State and accordingly appoint the Petitioners as Junior Line Men, based on their merit, Social Status and success in the Pole Climbing Test to be held, with 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 3rd Respondent to permit the Petitioners to the Pole Climbing Test scheduled on 30/09/2020 or thereafter, based on their Merit, Social Status and ITI Certificates granted by the 4th Respondent, without reference to their Study of ITI in Kurnool District State of Andhra Pradesh and accordingly, appoint them as Junior Line Men, pursuant to the Notification No. 1/2019, dated 28/09/2019, pending disposa of the above writ petition.

Counsel for the Petitioners: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondent Nos. 1 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.5: SRI G. VENKATESHVARLU, S.C. FOR CENTRAL GOVERNMENT

Counsel for the Respondent No.6: --

WRIT PETITION NO: 17324 OF 2020

Between:

E.Anjaiah, S/o.Sattaiah, Age: 31 years, Caste-B.O, R/o 1-19, R/o.Chintha Gooda, Mandal: Farookh Nagar, Dist: Ranga Reddy

...PETITIONER

AND

1. The State of Telangana, Rep by its Chief Secretary, General Administration Department (GAD) Secretariat, Hyderabad
2. The Telangana State Southern Distribution Company Limited, Rep. by its Chairman and Managing Director. Having its corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad-500063.
3. The Chief General Manager (HRD), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad-500063.
4. The Superintending Engineer (operation), Operation Circle, Mahabub Nagar, TSSPDCL, Mahabub Nagar District.
5. The Superintending Engineer (operation), Operation Circle, Rangareddy, TSSPDCL, Rangareddy 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 any appropriate writ, order or direction particularly one in the nature of Writ of Mandamus declaring the action of the 1st Respondent in issuing the C.O.O.Ms.No.189, dated 06/06/2007, the she consequential Orders in S.P.O.O.Ms.No.730, dated 26/09/2015 and S.P.O.O.Ms.No. M1, dated 26/09/2019 and the Notification No. 03 of 2022 dated 09/05/2022, for Direct Recruitment to the Post of Junior Line Men, without completing the Selection Process pursuant to the Notification No.01 of 2019 dated 28/09/2019 and the action of the Respondents in implementing the Presidential Order to the Notified Junior Line Men Posts in the Notification No. 03 of 2022 dated 09/05/2022, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and Men Posts in the Notification No. 03 of 2022 dated 09/05/2022, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/2018 and consequently set aside the orders in C.O.O. Ms. No. 189, dated 06/06/2007, the consequential Orders in S.P.O.O. Ms. No. 130, dated 26/09/2015 and S.P.O.O. Ms. No. MI, dated 26/09/2019 and the Notification No. 3 of 2022 dated 09/05/2022, issued by the 1st Respondent and direct the Respondents to permit the 1st petitioner to the Pole climbing Test, and accordingly to consider the Petitioners cases for appointment based on their Merit and Social Status, pursuant to the Notification No. 01 of 2019 dated 28/09/2019, without reference to the Presidential Order and accordingly appoint the Petitioners as Junior Line Men, with all consequential benefits.

Prayer is amended as per Court Order dated 29.02.2024 vide I.A.No.1 of 2023 in W.P.No.17324 of 2023.

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 Respondents No. 2 to 5 to permit the petitioner to the pole Climbing Test based on the Merit and Social Status, without reference to the Presidential Order, or Alternatively by verifying his study certificates from 1st to 7th class and

accordingly appoint the petitioner as Junior Line man based on his Success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI PRABHAKAR CHIKKUDU

Counsel for the Respondent No.1: GP FOR GENERAL ADMINISTRATION

Counsel for the Respondent Nos.2 to 5: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 17377 OF 2020

Between:

V.Shyamsundar, S/o.Bala Raju, Age: 31 years, Caste. B.C, R/o. H.No.2-97, Laxmipur, Mandal and Dist: Narayan Pet

...PETITIONER

AND

1. The State of Telangana, Rep. by its Chief Secretary, General Administration Departmen: (GAD) Secretariat, Hyderabad.
2. The Telangana State Southern Distribution Company Limited, Rep by its Chairman Sr. Managing Director. Having its corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
3. The Chief General Manager, (HRD) TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
4. The Superintending Engineer, (operation) Operation Circle, MahabubNagar, TSSPDCL Mahabub Nagar 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 any appropriate writ, order or direction particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in implementing the presidential order to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28.9.2019 and the action of the 4th respondent in not permitting the Petitioner to the pole climbing Test Scheduled on 26/8/2020, inspite of submitting all study certificates including from 1st to 7th class at 9am as illegal, arbitrary, unreasonable, unfair, discriminatory, unlawful, unconstitutional, irrational, whimsical, perverse, mockery and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued by the

1st Respondent vide G.O.Ms No. 124, GAD dated 30/8/2018, and G.O.Ms No. 132, GAD, 01/09/2018 and Consequently read down the Notification No. 1 of 2019, dtd.28/9/2019 and dined the respondents 2 to 4 to permit the petitioner to the Pole Climbing Test based on his merit and social Status, without reference to the Presidential Order, or alternatively by verifying his study Certificates from 1st to 7th Class and accordingly appoint the, petitioner as Junior Line Man based on his Success in the pole Climbing Test to be held, with 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 Respondents No. 2to 4 to permit the petitioner to the pole Climbing Test based on the Merit and Social Status, without reference to the Presidential Order, or Alternatively by verifying his study certificates from 1st to 7th class and accordingly appoint the petitioner as junior Line man based on his Success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 2 OF 2020

Between:

1. The Telangana State Southern Distribution Company Limited, Rep by its Chairman & Managing Director, Having its corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.
2. The Chief General Manager (HRD) TSSPDCL, Corporate Office at H.No. 6-1-50, Mintcompound, Hyderabad - 500063.
3. The Superintending Engineer, (Operation) Operation Circle, Mahabubnagar, TSSPDCL Mahabubnagar District.

...PETITIONERS/RESPONDENTS

AND

1. V.Shyamsundar, S/o.Bala Raju, Age: 31 years, Caste: BC, R/o. H.No.2-97, Laxmipur, Mandal and Dist: Narayanpet

...RESPONDENT/PETITIONER

2. The State of Telangana, Rep. by its Chief Secretary, General Administration Department (GAD) Secretariat, Hyderabad.

....RESPONDENT/RESPONDENT

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 vacate the interim orders granted in W.P. No.17377 of 2020 dated 05-10-2020.

Counsel for the Petitioner: SRI PRABHAKAR CHIKKUDU

Counsel for the Respondent No.1: GP FOR SERVICES-III

Counsel for the Respondent Nos.2 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 17409 OF 2020

Between:

Md. Jamal, S/o. Bade Sabu, aged 41 years, Artisan Grade II R/o H.No. 16-8-410, Phool Bagh, New Malakpet, Hyderabad -500024. Telangana State, Candidate I.D. No. 71111185, H T. No. 109374, BC - E, Marks - 29 + 20 = 49, Revised District / Circle Rank - 30

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director
2. The Director, (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063.
3. The Superintending Engineer, (Operation), Operation Circle, Nalgonda, TS SPDCL, Nalgonda District, Telangana State.
4. The Superintending Engineer, (Operation), Operation Circle, Bhongir, TS SPDCL, Yadadri-Bhongir District (Erstwhile Nalgonda Dist), Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents in implementing the Presidential Order retrospectively, to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28/09/2019 and the action of the 3rd Respondent in not permitting the Petitioner to the Pole Climbing Test Scheduled on 03/09/2020, pursuant to the Call Letter dated 30/07/2020, issued by the 3rd Respondent, in spite of submitting all the Study Certificates pertaining to

1s to 10th Class as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/2018 and consequently read down the Notification No. 1 of 2019, dated 28/09/2019 and direct the 3rd Respondent or 4th Respondent to permit the Petitioner to the Pole Climbing Test, based on his Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from 1st to 10th Class and accordingly appoint the Petitioner as Junior Line Man based on his success in the Pole Climbing Test to be held, with 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 3rd Respondent or 4th Respondent to permit the Petitioner to the Pole Climbing Test, based on his Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from 1St to 10th Class and accordingly appoint the Petitioner as Junior Line Man based on his success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 2 OF 2020

Between:

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director
2. The Director, (Human Resources), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.
3. The Superintending Engineer, (Operation), Operation Circle, Nalgonda, TSSPDCL, Nalgonda District, Telangana State.
4. The Superintending Engineer, (Operation), Operation Circle, Bhongir, TSSPDCL, Yadadri-Bhongir District (Erstwhile Nalgonda Dist), Telangana State.

...PETITIONERS/RESPONDENTS

AND

Md. Jamal, S/o. Bade Sabu, aged 41 years, Artisan Grade-II R/o H.No. 16-8-410, Phool Bagh, New Malakpet, Hyderabad -500024. Telangana State, Candidate I.D. No. 71111185, H.T. No. 109374, BC - E, Marks - 29 + 20 = 49, Revised District / Circle Rank - 30

...RESPONDENT/PETITIONER

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 vacate the interim orders granted in W.P. No. 17409 of 2020, dated 06-10-2020.

Counsel for the Petitioner: SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR,
SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 17428 OF 2020

Between:

Srinivas, S/o Girini Venkataiah, aged 30 years, R/o H.No. 1-22, Chandapur Village, Makthal Mandal, Narayanpet District (Erstwhile Mahabubnagar District), Telangana State, PIN - 509208 Candidate I.D. No. 71114997, H.T. No. 126590, BC-B, Marks - 41, Original Rank - 18, Revised Mahabubnagar District / Circle Rank - 62

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Ltd. And 4 Others, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Director (Human Resources), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063.
3. The Superintending Engineer (Operation), Narayanpet Operation Circle, at O/o the S.E., Mahabubnagar SE Office, TSSPDCL, Mahabubnagar District, Telangana State.
4. The Superintending Engineer (Operation), Mahabubnagar Operation Circle, TSSPDCL, Mahabubnagar District, Telangana State.
5. The State of Telangana, General Administration Department (GAD), Secretariat, Hyderabad, rep. by its Chief Secretary.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents No. 1 to 4, in

implementing the Presidential Order to the Notified Junior Line Men Posts, to a non-existing District / Circle (Narayanapet District / Narayanapet Circle) in the Presidential Order, in the Notification No. 1 of 2019, dated 28/09/2019, their further action in treating the petitioners claim only against 5% quota, instead of 95 percentage quota and the action of the 3rd or 4th Respondents in not issuing the Call Letter to the petitioner for Pole Climbing Test, while issuing the Call Letters to the less meritorious Candidates, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/2018 by the 5th Respondent and the Notification No. 1 of 2019, dated 28/09/2019 and consequently read down the Notification No. 1 of 2019 dated 28/09/2019 and direct the Respondents No. 1 to 4 to conduct the Pole Climbing Test and consider candidature of the Petitioner, without reference to the Presidential Order, either under the 3rd or 4th Respondents, or alternatively, against 95% Local Candidates Quota, by verifying his Study Certificates from 1st to 7th Class and accordingly appoint the Petitioner as Junior Line Man, against 95 percentage Local Candidates Quota, based on his Merit, Social Status and his success in the Pole Climbing Test to be held, while seeking preferences from all the Candidates against 5 percentage Open Quota, as declared by the Hon'ble High Court in the Case reported in 2003 (6) ALT 439 (DB) Para - 9, with 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 Respondents No. 1 to 4 to conduct the Pole Climbing Test and consider candidature of the Petitioner, without reference to the Presidential Order, either under the 3rd or 4th Respondents, or alternatively, against 95% Local Candidates Quota, by verifying his Study Certificates from 1st to 7th Class and accordingly appoint the Petitioner as Junior Line Man, against 95% Local Candidates Quota, based on his Merit, Social Status and his success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondent Nos. 1 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.5: GP FOR SERVICES-III

WRIT PETITION NO: 17478 OF 2020

Between:

Barre Rajashekar, So.Muttaiah, Age.28Years, Caste.SC, R/o. H.No.2-86, Panthangi Village, Mdl: Choutuppal, District: Yadadri (Bhongiri)

...PETITIONER

AND

1. The State of Telangana, General Administration Department (GAD) Secretariat, Hyderabad, rep. by its Chief Secretary
2. The Telangana State Southern Distribution Company Limited, Having its corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063, rep by its Chairman & Managing Director.
3. The Chief General Manager, (HRD) TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
4. The Superintending Engineer, (operation) Operation Circle, Nalgonda, TSSPDCL Nalgonda 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 any appropriate writ, order or direction particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in implementing the presidential order to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28/9/2019 and the action of the 4th respondent in not permitting the Petitioner to the pole climbing Test Scheduled on 4/9/2020, inspite of submitting all study certificates including from 1st to 7th class at 9am as illegal, arbitrary, unreasonable, unfair, unlawful, unconstitutional, irrational, whimsical, perverse, mockery and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued by the 10 Respondent vide G.O.Ms No. 124, GAD, dated 30/8/2018, and G.O.Ms No. 132, GAD, 01/09/2018 and Consequently read down the Notification No. 1 of 2019, dtd.28/9/2019 and direct the respondents 2 to 4 to permit the petitioner to the Pole Climbing Test based on his merit and social Status, without reference to the

Presidential Order, or alternatively by verifying his study Certificates from 1st to 7th Class and accordingly appoint the petitioner as Junior Line Man based on his Success in the pole Climbing Test to be held, with 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 Respondents No. 2 to 4 to permit the petitioner to the pole Climbing Test based on the Merit and Social Status, without reference to the Presidential Order, or Alternatively by verifying his study certificates from 1st to 7th class and accordingly appoint the petitioner as Junior Line man based on his Success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 2 OF 2020

Between:

1. The Telangana State Southern Distribution Company Limited, Having its Corporate Office at H.No.6-1-50, Mint Compound, Hyderabad-500063, rep. by its Chairman & Managing Director.
2. The Chief General Manager (HRD) TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
3. The Superintending Engineer, (operation) Operation Circle, Nalgonda, TSSPDCL Nalgonda District.

....PETITIONERS/RESPONDENTS

AND

1. Barre Rajashekar, So.Muttaiah, Age: 28 Years, Caste: SC, R/o. H.No.2-86, Panthangi Village, Mdl: Choutuppal, District: Yadadri (Bhongiri)

...RESPONDENT/PETITIONER

2. The State of Telangana, Rep. by its Chief Secretary, General Administration Department (GAD) Secretariat, Hyderabad.

...RESPONDENT/RESPONDENT

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 vacate the interim orders granted in W.P. No. 17478 of 2020, dated 06-10-2020.

Counsel for the Petitioner: SRI PRABHAKAR CHIKKUDU

Counsel for the Respondent No.1: GP FOR SERVICES-III

Counsel for the Respondent Nos.2 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 17520 OF 2020

Between:

P. Mahesh, S/o P.Ramulu, Age: 20 years, Caste:S.C, R/o.2-75, R/o.Challapur, Mandal Doulthabad, Dist: Rangareddy

...PETITIONER

AND

1. The State of Telangana, Rep by its Chief Secretary, General Administration Department (GAD) Secretariat, Hyderabad
2. The Telangana State Southern Distribution Company Limited, Rep by its Chairman and Managing Director. Having its corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad-500063
3. The Chief General Manager (HRD), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad-500063
4. The Superintending Engineer (Operation), Operation Circle, Mahabub Nagar, TSSPDCL, Mahabub Nagar 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 any appropriate writ, order or direction particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in implementing the presidential order to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28/9/2019 and the action of the 4th respondent in not permitting the Petitioner to the pole climbing Test Scheduled on 19/8/2020, inspite of submitting all study certificates including from 1st to 7thclass at 9am as illegal, arbitrary, unreasonable, unfair, unlawful, unconstitutional, irrational, whimsical, perverse, mockery and violative of Articles 14,16. and 21 of the Constitution of India and also contrary to the Presidential Order issued by the 1st Respondent vide G.O.Ms No. 124, GAD, dated 30/8/2018, and G.O.Ms No. 132, GAD, 01/09/2018 and Consequently read down the Notification No. 1 of 2019, dtd

28/9/2019 and direct the respondents 2 to 4 to permit the petitioner to the Pole Climbing Test based on his merit and social Status, without reference to the Presidential Order, or alternatively by verifying his study Certificates from 1st to 7th Class and accordingly appoint the petitioner as Junior Line Man based on his Success in the pole Climbing Test to be held, with 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 Respondents No. 2 to 4 to permit the petitioner to the pole Climbing Test based on the Merit and Social Status, without reference to the Presidential Order, or Alternatively by verifying his study certificates from 1st to 7th class and accordingly appoint the petitioner as Junior Line man based on his Success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 2 OF 2020

Between:

1. The Telangana State Southern Distribution Company Limited, Rep by its Chairman and Managing Director, Having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad-500063
2. The Chief General Manager (HRD), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad-500063
3. The Superintending Engineer (Operation), Operation Circle, Mahabub Nagar, TSSPDCL, Mahabub Nagar District.

....PETITIONERS/RESPONDENTS

AND

1. P. Mahesh, S/o P.Ramulu, Age: 20 years, Caste: S.C, R/o.2-75, R/o. Challapur, Mandal Doulthabad, Dist: Rangareddy

...RESPONDENT/PETITIONER

2. The State of Telangana, Rep. by its Chief Secretary, General Administration Department (GAD) Secretariat, Hyderabad

...RESPONDENT/RESPONDENT

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 vacate the interim orders granted in W.P. No. 17520 of 2020, dated 06-10-2020.

Counsel for the Petitioner: SRI PRABHAKAR CHIKKUDU

Counsel for the Respondent No.1: GP FOR SERVICES-III

Counsel for the Respondent Nos.2 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 17604 OF 2020

Between:

Edigi Srinivas Goud, s/o Edigi Ananthaiah Goud, Age: 22 years, Occ. Unemployee, r/o H.No. 1-36, Tekalkode village, Kodangal Mandal, Mahabubnagar District (presently Vikarabad District).

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Co.Ltd. having its corporate office at H N o. 6-1-50, Mint Compound, Hyderabad-500 063, represented by its Chairman and Managing Director.
2. The Chief General Manager(HRD), TSSPDCL, Corporate Office, at H.No. 6-1-50, Mint Compound, Hyderabad-500 063.
3. The Superintendent Engineer (Operations), TSSPDCL, Operation Circle, Mahabubnagar, Mahabubnagar Town and District.
4. The Superintendent Engineer, (Operations), Operations Circle-Vikarabad, TSPDCL, Telangana State.
5. The State of Telangana, General Administration Department (GAD), Secretariat, Hyderabad., represented by its Chief Secretary.

...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 more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the Respondents in implementing the Presidential Order retrospectively to the notified Junior Linemen posts in the Notification No.1 of 2019 Dated: 28/9/2019 and the action of the 3rd Respondent in not conducting pole climbing test scheduled to be held on 21/8/2020 inspite of the fact that the petitioner had succeeded in written test and submitted all his

original documents and study certificates pertaining to his 1st class to 10th class for verification in pursuance to the Call Letter Dated: 30/7/2020 issued by the 3rd Respondent, as illegal, arbitrary, unjust and in violation of Articles-14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O.Ms.No. 124, GAD, Dated: 30/8/2018 and consequently read down the Notification No.1 of 2019 Dated: 28/9/2019 and direct the Respondents to conduct Pole Climbing Test to the petitioner with HT No. 152027 and ID No. 71124544 and give appointment to him as Linemen based on his merit and social status in pursuance of Notification No.1 of 2019 Dated: 28/9/2019, either under the 3rd Respondent or under the 4th Respondent with 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 pending disposal of the writ petition to conduct Pole Climbing Test to the petitioner with HT No. 152027 and ID No. 71124544 and give appointment to him as Linemen based on his merit and social status either under the 3rd Respondent or under the 4th Respondent with all consequential benefits, in pursuance of the Notification No.1 of 2019 Dated: 28/9/2019.

Counsel for the Petitioner: SRI K. VENKATESH GUPTA

Counsel for the Respondent Nos.1 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.5: GP FOR SERVICES-III

WRIT PETITION NO: 17790 OF 2020

Between:

Bhukya Venkanna, S/o. Bheekya, Age: 28 years, Caste: ST, Occu: Artisan-II, R/o.Cheruvumundu Thanda, Mandal: Akkannapet, District: Siddipet, Telangana State.

...PETITIONER

AND

1. The State of Telangana, General Administration Department (GAD) Secretariat, Hyderabad, rep. by its Chief Secretary.

2. The Telangana State Southern Distribution Company Limited, Having its corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063, rep by its Chairman and Managing Director.
3. The Chief General Manager (HRD) TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
4. The Superintending Engineer, (Operation) Operation Circle, Siddipet, TSSPDC_, Siddipet 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 any appropriate a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in non-issuing call letters in the local districts to the petitioners, which is 95 percent quota instead of 5% quota for Pole Climbing Test in pursuance of the Impugned Notification No.1 of 2019, dated. 28/9/2019 as Illegal, Arbitrary, Discriminatory, Unjust, Unfair, Irrational, Unreasonable, Unlawful, Unconstitutional, Non-Application of Mind, Colourful Exercise, Whimsical and against to the Article 14, 16, 19 and 21 of Constitution of India and also contrary to the Presidential Order issued by the 1st Respondent vide G.O.Ms.No.124, GAD, Judgments of an Apex Court and this Honourable Court and Consequently read down the Notification No. 1 of 2019, dtd.28/9/2019 and direct the Respondents No. 2 to 4 to permit the petitioner to the Pole Climbing Test based on his merit and Social Status, without reference to the Presidential Order, or alternatively by verifying his Study Certificates from low 7th Class and accordingly appoint the petitioners as Junior Line Man based on his Success in the Pole Climbing Test to be held, with 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 Respondents No.2 to 4 to permit the petitioners to the Pole Climbing Test based on the Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying his study certificates from 1st to 7th class and accordingly appoint the petitioner as Junior Line man based on his Success of the Pole Climbing Test to be held, till then stay of all further proceedings including

issuing appointment orders in the notification, pending disposal of the above writ petition.

IA NO: 1 OF 2021

Between:

1. The Telangana State Southern Distribution Company Limited, Having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063, rep by its Chairman and Managing Director.
2. The Chief General Manager (HRD) TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
3. The Superintending Engineer, (Operation) Operation Circle, Siddipet, TSSPDCL, Siddipet District.

....PETITIONERS/RESPONDENTS

AND

1. Bhukya Venkanna, S/o. Bheekya, Age: 28 years, Caste: ST, Occu: Artisan-II, R/o.Cheruvumundu Thanda, Mandal: Akkannapet, District: Siddipet, Telangana State.

...RESPONDENT/PETITIONER

2. The State of Telangana, General Administration Department (GAD) Secretariat, Hyderabad, rep. by its Chief Secretary.

...RESPONDENT/RESPONDENT

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 vacate the interim orders granted in W.P. No. 17790 of 2020, dated 13/10/2020.

Counsel for the Petitioner: SRI PRABHAKAR CHIKKUDU

Counsel for the Respondent No.1: GP FOR SERVICES-III

Counsel for the Respondent Nos.2 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 17817 OF 2020

Between:

1. B. Bala Kalyan Singh, S/o. B. Nagarjuna Singh, Age: 22 years, Occ: Unemployee, Caste: BC-B, R/o.Baswapuram Village, Gadwal District, Telangana, Rank: 20.
2. Naresh. K, S/o. Saibanna.K, Age. 33 years, Occ: Unemployee, Occupation: Artisan Grade-II, R/o.Teelair Village, Narayanpet Village, Telangana, Rank. 105.

3. Md. Ameeruddin, S/o. Hyder Hussain, Age: 38 years, Occ: Unemployee, Caste: BC-E, R/o.Avancha Village, Nagarkurnool District, Telangana, Rank: 52.
4. Manne Aravind Babu, S/o. Manne Narayana, Age: 21 years, Occ: Unemployee, Caste: BC-D, R/o.Pagidi Marri Village, Narayanpet District,Telangana, Rank. 2.
5. Suligiri Parameshwar, S/o. S. Narasimha, Age: 38 years, Occ: Unemployee, Caste: SC, R/o.Laxmipally Village, Wanaparthy District, Telangana, Rank: 37.
6. Indrala Srikanth, S/o. Balaiah, Age: 30 years, Occ: Unemployee, Caste: BC-A, R/o.Husnabad Village, Siddipet District, Telangana, Rank: 598.

...**PETITIONERS**

AND

1. The State of Telangana, Its.Rep.by the Chief Secretary, General Administration Department (GAD), Secretariat, Hyderabad.
2. The Telangana State Southern Distribution Company Limited, Its. Rep.by Chairman and Managing Director, Having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
3. The Chief General Manager (HRD), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
4. The Superintending Engineer (Operation), Operation Circle, MahabubNagar, TSSPDCL, Mahabub Nagar District.
5. The Superintending Engineer (Operation), Operation Circle, Siddipet, TSSPDCL, Siddipet District.
6. The Superintending Engineer (Operation), Operation Circle, Nalgonda, TSSPDCL, Nalgonda 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 a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in non-issuing call letters in the local districts to the petitioners, which is 95percentage quota instead of 5percentage quota for Pole Climbing Test in pursuance of the Impugned Notification No.1 of 2019, dated.28.9.2019 and issued an impugned Proceedings by rejecting the lawful claim of the petitioners i.e., Lr.No.CGM(HRD)/GM(Per)/ AS(Per&Ser)/PO-A/38-A2/2020-4, Dtd.29.8.2020, Lr.No.CGM(HRD)/GM(Per)/ AS(Per&Ser)/PO-A/38-A2/2020-5, Dtd.29.8.2020, Lr.No.CGM(HRD)/GM(Per)/ AS(Per&Ser)/PO-A/38-A2/2020-7, Dtd.29.8.2020, Lr.No.CGM(HRD)/GM(Per)/ AS(Per&Ser)/PO-A/38-A2/2020-8, Dtd.29.8.2020, Lr.No.CGM(HRD)/GM(Per)/ AS(Per&Ser)/PO-A/38-A2/2020-9, Dtd.29.8.2020, Lr.No.CGM(HRD)/GM(Per)/ AS(per&Ser), Lr.No.CGM(HRD)/GM(Per)/AS(Per&Ser)/PO-A/38-A2/2020-3,

Dtd.29.8.2020 as Illegal, Arbitrary, Discriminatory, Unjust, Unfair, Irrational, Unreasonable, Unlawful, Unconstitutional, Non-Application of Mind, Colorful Exercise, Whimsical and against to the Article 14, 16, 19 and 21 of Constitution of India and also contrary to the Presidential Order issued by the Ist Respondent vide G,O.Ms.No.124, GAD, dated. 30.8.2018 and G.O.Ms. No.132, GAD, 01,09.2018 and against the catena judgments of an Apex Court and this Hon'ble Court and consequently read down the Notification No. 1 of 2019, dtd.28.9.2019 and direct the Respondents No. 2 to 6 to permit the petitioners to the Pole Climbing Test based on their merit and Social Status, without reference to the Presidential Order, or alternatively by verifying their study Certificates from 1st to 7th Class and accordingly appoint the petitioners as Junior Line Man based on their Success in the Pole Climbing Test to be held, with 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 Respondents No.2 to 6 to permit the petitioners to the Pole Climbing Test based on the Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying their study certificates from 1st to 7th class and accordingly appoint the petitioners as Junior Line man based on their Success of the Pole Climbing Test to be held, till then stay of all further proceedings including issuing appointment orders, pending disposal of the above writ petition.

Counsel for the Petitioners: SRI PRABHAKAR CHIKKUDU

Counsel for the Respondent No.1: GP FOR SERVICES-III

Counsel for the Respondent Nos.2 to 6: SRI G. VIDYA SAGAR,
SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 18048 OF 2020

Between:

Kamatam Naveen, S/o. Seethaiah, Aged about 24 years, Occ. Nil, R/o. Eswara Madaram, Kuchimanchi Mandal, Khammam District 507 157.

...PETITIONER

AND

1. Southern Power Distribution Company of Telangana Limited, 6-1-50, Corporate Office, Mint Compound, Hyderabad Represented by its Chairmen and Managing Director
2. Superintending Engineer, Operation Circle, Suryapet, Telangana State Southern Power Distribution Company (TSSPDCL), Suryapet.
3. State of Telangana, Represented by its Principal Secretary, Energy 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 issue order or direction more particularly one in the nature of Writ of mandamus declaring the action of the 1st Respondent in issuing the C.O.O.Ms.No 189, dated 06-06-2007, the consequential Orders in C.O.O.Ms.No.611, dated 05-02-2009, S.P.O.O.Ms.No.730, dated 26-09-2015 and S.P.O.O.Ms.No.M1, dated 26-09-2019 and the Notification No.03 of 2022 dated 09-05-2022, for Direct Recruitment to the Post of Junior Line Men, without completing the Selection Process pursuant to the Notification No.01 of 2019 dated 28-09-2019 and the action of the Respondents in implementing the Presidential Order to the Notified Junior Line Men Posts in the Notification No.03 of 2022 dated 09-05-2022, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O.Ms.No.124, GAD, dated 30-08-2018 and consequently set aside the orders in C.O.O.Ms.No.189, dated 06-06-2007, the consequential Orders in C.O.O.Ms.No.611, dated 05-02-2009, S.P.O.O.Ms.No.730, dated 26-09-2015 and S.P.O.O.Ms.No.M1, dated 26-09-2019 and the Notification No.03 of 2022 dated 09-05-2022, issued by the 1st Respondent and direct the Respondents to permit the petitioner to the Pole climbing Test, and accordingly to consider the Petitioner's case for appointment based on their Merit and Social Status, pursuant to the Notification No.01 of 2019 dated 28-09-2019, without reference to the Presidential Order and accordingly appoint the Petitioner as Junior Line Men, with all consequential benefits.

Prayer is amended as per Court Order dated 14.02.2023 in I.A.No.01 of 2022

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 respondents No.1 and 2 to allow the petitioner for the pole climbing test in pursuance to the notification No. 01 of 2019 dated 28/09/2019 on the file of 1st respondent.

Counsel for the Petitioner: SRI M. VENKAT RAM REDDY

Counsel for the Respondent Nos.1 & 2: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.3: GP FOR SERVICES-III

WRIT PETITION NO: 18051 OF 2020

Between:

1. B. Vijaya Kumar, S/o Pitchaiah, aged 39 years, R/o Thatikal Village, Nakrekal Mandal, Suryapet District Erstwhile Nalgonda District, Telangana State, PIN - 508211 Candidate I.D. No. 71103663, H.T. No. 105620, SC, Total Marks-35, Revised Rank in Nalgonda District - 242
2. Perumandla Ramchander, S/o. Krishnaiah, aged 36 years, R/o H.No. 1/2, Rajeev Gruhakalpa, Near B.C. Hostel, Rallaguda, Shamshabad, Ranga Reddy District, Telangana State, PIN -501218 Candidate I.D. No. 71139129, H.T. No. 114428,SC, Total Marks-31, Revised Rank in Mahabubnagar District-179
3. B. Ramdas, S/o Manya, aged 34 years, Artisan Grade - II, R/o H.No. 2-76, Devunibanda Thanda, Ranga Reddy (Shamshabad) District, Telangana State, PIN-509216 Candidate I.D. No. 71153391, H.T. No. 130471, ST, Total Marks - 26 + 20 = 46, Revised Mahabubnagar District Local Rank - 45

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director
2. The Director (Human Resources), TS SPDCL, Corporate Office, TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063
3. The Superintending Engineer (Operation), Operation Circle, Nalgonda, TS SPDCL, Nalgonda District, Telangan4 State.
4. The Superintending Engineer (Operation), Operation Circle, Suryapet, TS SPDCL, Suryapet District, Telangana State.

5. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TSSPDCL, Mahabubnagar District, Telangana State.
6. The Superintending Engineer (Operation), Operation Circle, Nagar Kurnool, TS SPDCL, Nagar Kurnool District, Telangana State.
7. The Superintending Engineer (Operation), Ranga Reddy Operation Circle, Cybercity, TS SPDCL, Ranga Reddy District, Nanalnagar X Roads, Rethibowli, Hyderabad - 500028, Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents in implementing the Presidential Order retrospectively to the Notified Junior Line Men Posts in the Notification No. 1 of 2019, dated 28/09/2019 and the action of the 3rd and 5th Respondents in not permitting the Petitioners to the Pole Climbing Test Scheduled on 03/09/2020, 24/08/2020 and 24/08/2020 respectively, in spite of submitting all the Study Certificates pertaining to 1st to 7 Class as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/2018 and consequently read down the Notification No. 1 of 2019, dated 28/09/2019 and direct the Respondents to permit the 1st Petitioner to the Pole Climbing Test either under the 3rd Respondent or under the 4th Respondent, the 2rd and 3rd Petitioners to the Pole Climbing Test either under the 5th Respondent or under the 6th and 7th Respondents respectively, based their Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying their Study Certificates from 1st to 7 Class and accordingly appoint the Petitioners as Junior Line Men based on their success in the Pole Climbing Test to be held, with 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 Respondents to permit the 1st Petitioner to the Pole Climbing Test either under the 3rd Respondent or under the 4th Respondent, the 2nd and 3rd Petitioners to the Pole Climbing Test either under the 5th Respondent or under the 6th and 7th

Respondents respectively, based their Merit and Social Status, without reference to the Presidential Order, or alternatively by verifying their Study Certificates from 1st to 7th Class and accordingly appoint the Petitioners as Junior Line Men based on their success in the Pole Climbing Test to be held, with all consequential benefits.

IA NO: 2 OF 2020

Between:

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director
2. The Director (Human Resources), TS SPDCL, Corporate Office, TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063
3. The Superintending Engineer (Operation), Operation Circle, Nalgonda, TS SPDCL, Nalgonda District, Telangan4 State.
4. The Superintending Engineer (Operation), Operation Circle, Suryapet, TS SPDCL, Suryapet District, Telangana State.
5. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TSSPDCL, Mahabubnagar District, Telangana State.
6. The Superintending Engineer (Operation), Operation Circle, Nagar Kurnool, TS SPDCL, Nagar Kurnool District, Telangana State.
7. The Superintending Engineer (Operation), Ranga Reddy Operation Circle, Cybercity, TS SPDCL, Ranga Reddy District, Nanalnagar X Roads, Rethibowli, Hyderabad - 500028, Telangana State.

...PETITIONERS/RESPONDENTS

AND

1. B. Vijaya Kumar, S/o Pitchaiah, aged 39 years, R/o Thatikal Village, Nakrekal Mandal, Suryapet District Erstwhile Nalgonda District, Telangana State, PIN - 508211 Candidate I.D. No. 71103663, H.T. No. 105620, SC, Total Marks-35, Revised Rank in Nalgonda District - 242
2. Perumandla Ramchander, S/o. Krishnaiah, aged 36 years, R/o H.No. 1/2, Rajeev Gruhakalpa, Near B.C. Hostel, Rallaguda, Shamshabad, Ranga Reddy District, Telangana State, PIN -501218 Candidate I.D. No. 71139129, H.T. No. 114428,SC, Total Marks-31, Revised Rank in Mahabubnagar District-179
3. B. Ramdas, S/o Manya, aged 34 years, Artisan Grade - II, R/o H.No. 2-76, Devunibanda Thanda, Ranga Reddy (Shamshabad) District, Telangana State, PIN-509216 Candidate I.D. No. 71153391, H.T. No. 130471, ST, Total Marks - 26 + 20 = 46, Revised Mahabubnagar District Local Rank - 45

...PETITIONERS

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 vacate the interim orders granted in W.P. No. 18051 of 2020, dated 12-10-2020.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 18104 OF 2020

Between:

Kadumur Parashuram, S/o.Kadumur Kurmaiah, Aged 20 years, Occ.Unemployee, R/o.H.N.1-104, Golapally, Makthal Mandal, Mahabubnagar, Narayanapet - 509 208.

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Limited, Having its Corporate Office at H.No.6-1-50, Mint Compound, Hyderabad - 500 063, rep. by its Chairman and Managing Director
2. The Chief General Manager (HRD), TSSPDCL, Corporate Office at H.No.6-1-50, Mint Compound, Hyderabad - 500 063.
3. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TSSPDCL, Narayanpet District (Erstwhile Mahabubnagar District), Telangana State.
4. The State of Telangana, General Administration Department (GAD), Secretariat Hyderabad, rep. by its Chief Secretary

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the respondents in implementing the Presidential Order to the Notified Junior Line Men Posts in the Notification No.1 of 2019, dated 28-09-2019 and the action of the 3rd respondent in not permitting the petitioner to the Pole Climbing Test Schedule on 24-08-2020, in spite of submitting all the Study Certificates pertaining to 15t to 7th class at 2.00 p.m., as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued by the 4th respondent

vide G.O.Ms.No.124, GAD, dated 30-08-2018 and consequently read down the Notification No.1 of 2019, dated 28-09-2019 and direct the respondent Nos. 1 to 3 to permit the petitioner to Pole Climbing Test, without reference to the Presidential Order or alternatively by verifying his study certificates from 1st to 7th class and accordingly appoint the Petitioner and Junior Line Man based on his success in the Pole Climbing Test to be held, with all consequential benefits in the interest of justice.

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 respondents No.1 to 3 to permit the petitioner to the Pole Climbing Test, without reference to the Presidential Order, or alternatively by verifying his study certificates from 1st to 7th class and accordingly appoint the petitioner as Junior Line Man based on his success in the Pole Climbing Test to he held, pending disposal of the above writ petition pending disposal of this writ petition in the interest of justice.

Counsel for the Petitioner: SRI M. V. PRAVEEN KUMAR

Counsel for the Respondent Nos. 1 to 3: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.4: GP FOR SERVICES-III

WRIT PETITION NO: 18201 OF 2020

Between:

Shaik Azaruddin, S/o. Shaik Hussain, Aged about 24 years, Occ: Nil, R/o H-No.14-1-94, Venkateshwara Colony, 4th Line, Badhrachalam, Bhadhradri-Kothagudem (Khammam) 507 111

...PETITIONER

AND

1. Southern Power Distribution Company of Telangana Limited, 6-1-50, Corporate Office, Mint Compound, Hyderabad Represented by its Chairmen and Managing Director.
2. Superintending Engineer, Operation Circle, Suryapet, Telangana State Southern Power Distribution Company (TSSPDCL), Suryapet.

3. State of Telangana, Represented by its Principal Secretary, Energy 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 issue order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st Respondent in issuing the C.O.O.Ms.No. 189, dated 06-06-2007, the consequential Orders in C.O.O.Ms.No.611, dated 05-02-2009, S.P.O.O.Ms.No.730, dated 26-09-2015 and S.P.O.O.Ms.No.M1, dated 26-09-2019 and the Notification No.03 of 2022 dated 09-05-2022, for Direct Recruitment to the Post of Junior Line Men, without completing the Selection Process pursuant to the Notification No.01 of 2019 dated 28-09-2019 and the action of the Respondents in implementing the Presidential Order to the Notified Junior Line Men Posts in the Notification No.03 of 2022 dated 09-05-2022, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O.Ms.No.124, GAD, dated 30-08-2018 and consequently set aside the orders in C.O.O.Ms.No.189, dated 06-06-2007, the consequential Orders in C.O.O.Ms.No.611, dated 05-02-2009, S.P.O.O.Ms.No.730, dated 26-09-2015 and S.P.O.O.Ms.No.M1, dated 26-09-2019 and the Notification No.03 of 2022 dated 09-05-2022, issued by the 1st Respondent and direct the Respondents to permit the petitioners to the Pole climbing Test, and accordingly to consider the Petitioners cases for appointment based on their Merit and Social Status, pursuant to the Notification No.01 of 2019 dated 28-09-2019, without reference to the Presidential Order and accordingly appoint the Petitioners as Junior Line Men, with all consequential benefits.

Prayer is amended as per Court Order dated 14.02.2023 in I.A.No.01 of 2022.

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 respondents No.1 & 2 to allow the petitioner for the pole climbing test in pursuance to the notification No. 01 of 2019 dated 28-09-2019 on the file of 1st respondent.

Counsel for the Petitioner: SRI M. VENKAT RAM REDDY

Counsel for the Respondent Nos. 1 & 2: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.3: GP FOR SERVICES-III

WRIT PETITION NO: 18296 OF 2020

Between:

1. Ande Yakaiah, S/o Ramulu, aged 37 years, Artisan Grade - II, R/o H.No. 8-27, Kondakandla Village and Mandal, Jangaon District (Erstwhile Warangal District), Telangana State, PIN - 506222 Candidate I.D. No. 71133839, H.T. No. 145615, SC, Marks - 28 + 8 = 36, Revised Rank in Medchal - Malkajgiri District (5%) - 81
2. Modugu Kutumba Rao, S/o Pullaiah, aged 44 years, Artisan Grade -II, R/o H.No. 3-100/2, Paladugu, Wyra, Khammam District, Telangana State, PIN - 507304, Candidate ID - 71131100, H.T. No. 106107, SC, Marks - 26 + 20 = 46, Revised Hyderabad District (5%) Rank - 91
3. Venkanna Barpati, S/o Narsaiah, aged 37 years, Artisan Grade - II, R/o H.No. 8-46/G/92, Gayathri Hills, Boduppal, Ranga Reddy District, Telangana State, PIN - 500092. Candidate ID - 71157672, H.T. No. 121552, SC, Marks - 24 + 20 = 44, Hyderabad District 5% quota revised rank - 137.

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director,
2. The Director (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063.
3. The Superintending Engineer (Operation), Medchal - Malkajgiri Circle, TS SPDCL, Medchal - Malkajgiri District, Telangana State.
4. The Superintending Engineer (Operation), Hyderabad Circle, TS SPDCL, Hyderabad District, Telangana State.
5. The Superintendent Engineer (Operation), Suryapet Circle, TS SPDCL, Suryapet District, (Erstwhile Nalgonda District), Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents, in implementing the Presidential Order to the Notified Junior Line Men Posts, in the

Notification No. 1 of 2019, dated 28/09/2019, their further action in restricting the Petitioners claim against 5 percentage quota only in one District/ Circle, instead of considering the r claim in all the Districts/ Circles of the 1st respondent Company and the action of the Respondents No. 3 to 5 in not issuing the Call Letters to the Petitioners for Pole Climbing Test, while issuing the Call Letters to the less meritorious Candidates, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/2018 and the Notification No. 1 of 2019, dated 28/09/2019 and consequently read down the Notification No. 1 of 2019 dated 28/09/2019 and direct the Respondents to conduct the Pole Climbing Test and accordingly consider candidature of the Petitioners, without reference to the Presidential Order, either under the Respondents No. 3 to 5, or alternatively, against 5percentage Open Quota in all the Districts/ Circles of the 1st respondent Company, by verifying their Study Certificates from 1st to 7th Class and accordingly appoint the Petitioners as Junior Line Men, against 5% Open Quota, based on their Merit, Social Status and their success in the Pole Climbing Test to be held, while seeking preferences from all the Candidates against 5% Open. Quota, as declared by the Hon'ble High Court in the Case reported in 2003 (6) ALT 439 (DB) Para - 9, with 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 Respondents to conduct the Pole Climbing Test to the petitioners and accordingly consider the candidature of the Petitioners, without reference to the Presidential Order, either under the Respondents No. 3 to 5, or alternatively, against 5% Open Quota in all the Districts/ Circles of the 1st respondent Company, by verifying their Study Certificates from 1st to 7th Class and accordingly appoint the Petitioners as Junior Line Men, against 5% Open Quota, based on their Merit, Social Status and their success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 1 OF 2021

Between:

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Director (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063.
3. The Superintending Engineer (Operation), Medchal - Malkajgiri Circle, TS SPDCL, Medchal - Malkajgiri District, Telangana State.
4. The Superintending Engineer (Operation), Hyderabad Circle, TS SPDCL, Hyderabad District, Telangana State.
5. The Superintendent Engineer (Operation), Suryapet Circle, TS SPDCL, Suryapet District, (Erstwhile Nalgonda District), Telangana State.

...PETITIONERS/RESPONDENTS

AND

1. Ande Yakaiah, S/o Ramulu, aged 37 years, Artisan Grade - II, R/o H.No. 8-27, Kondakandla Village and Mandal, Jangaon District (Erstwhile Warangal District), Telangana State, PIN - 506222 Candidate I.D. No. 71133839, H.T. No. 145615, SC, Marks - 28+8=36, Revised Rank in Medchal - Malkajgiri District (5%) - 81
2. Modugu Kutumba Rao, S/o Pullaiah, aged 44 years, Artisan Grade-II, R/o H.No. 3-100/2, Paladugu, Wyra, Khammam District, Telangana State, PIN - 507304, Candidate ID - 71131100, H.T. No. 106107, SC, Marks - 26 + 20 = 46, Revised Hyderabad District (5%) Rank - 91
3. Venkanna Barpati, S/o Narsaiah, aged 37 years, Artisan Grade - II, R/o H.No. 8-46/G/92, Gayathri Hills, Boduppal, Ranga Reddy District, Telangana State, PIN - 500092. Candidate ID - 71157672, H.T. No. 121552, SC, Marks - 24+ 20 = 44, Hyderabad District 5% quota revised rank - 137.

...RESPONDENTS/PETITIONERS

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 vacate the interim orders granted in W.P. No. 18296 of 2020, dated 19-10-2020.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 18452 OF 2020

Between:

1. Srinivasulu, S/o Ampanna, aged 29 years, R/o H.No. 1-44, Chinna Gopalpur Village, Makthal Mandal, Narayanapet District, Telangana State, PIN - 509208 Candidate ID - 71158218, H.T. No. 101727, SC, Marks - 29, Rank - 86.
2. B. Nanikumar, S/o. Krishtophar, aged 25 years, R/o H.No. 7-11-182, Srinivasa Colony, Rajiv Marg, Gadwal, Jogulamba-Gadwal District, Candidate ID - 71106830, H.T. No. 122811, BC-C, Marks - 29, Rank- 137.
3. S. Vinod, S/o. Narsappa, aged 22 years, R/o H.No. 5-105, Kota Street, Rajoli Village and Mandal, Jogulamba-Gadwal District, Telangana State. Candidate ID - 71103205, H.T. No. 150815 BC-B, Marks - 36, Rank 40.
4. Golkonda Rajashekhar, S/o.Maisaiah, aged 28 years, R/o H.No. 10-37, Prashanthi Nagar, Meerpet, Balapur, Ranga Reddy District, PIN - 500097 Candidate ID- 71124033, H.T. No. 111914, SC, Marks - 29, Rank -368.
5. Gattoju Ramesh, S/o Veera Chary, aged 34 years, R/o H.No. 11-1-46, Bapunagar, Road No. 5, Saroor Nagar, Ranga Reddy District, PIN - 500035 Candidate ID - 71122463, H.T. No. 133648, BC-B, Marks - 30, Rank - 288
6. M. Srinivas, S/o Laxmaiah, aged 31 years, R/o H.No. 3-109, Anajpur, Abdullapurmet, Ranga Reddy District, Telangana State, PIN - 501512 Candidate ID - 71152569, H.T. No. 112734 SC, Marks - 24, Rank - 681.
7. G. Bhaskar, S/o Kistaiah, aged 32 years, R/o H.No. 9-4-30/A-100, MRNC Colony, Film Nagar, Banjara Hills, Hyderabad, Telangana State, PIN - 500033 Candidate ID - 71142291, H.T. No. 128923, BC-B, Marks - 29, Rank - 343 (Ranga Reddy District).
8. S. Ram Chander, S/o. Sakru, aged 37 years, R/o H.No. 7-35/B, Amboth Thanda, Loyapally Village, Manchal Mandal, Ranga Reddy District, PIN - 501508 Candidate ID - 71141212, H.T. No. 117888 S.T., Marks - 26, Rank-546
9. Karunakar, S/o Anjaneyulu, aged 31 years, R/o 2-51, Nijalapur Village, Moosapet Mandal, Mahabubnagar District, Telangana State, PIN - 509380 Candidate ID - 71118958, H.T. No. 150271 BC-B, Marks -38, Rank - 86
10. Ch. Venkataiah, S/o. Narsaiah, aged 33 years, Artisan Grade - II, H.No. 1-52/2, Kamuni Pally Village, Kulkacherla Mandal, Vikarabad District, Telangana State, PIN - 509335 Candidate ID - 71150543, H.T. No. 140308 BC-B, Marks - 29 + 20 = 49, Rank 8
11. Md. Aseef, S/o Allauddin, aged 30 years, Artisan Grade - R/o H.No. 3-119, Kankurthy Village, Damargidda Mandal, Narayanapet District, Telangana State, PIN - 509407 Candidate ID - 71109722, H.T. No. 107617, BC-E, Marks - 29 + 13 = 42, Rank - 23

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Director, (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063.

3. The Superintending Engineer, (Operation), Narayanapet Circle, C/o the S.E. (Operation), Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.

4. The Superintending Engineer, (Operation), Jogulamba-Gadwal Circle, Gadwal, TS SPDCL, Jogulamba-Gadwal District, Telangana State.

5. The Superintending Engineer, (Operation), Operation Circle, Cybercity, TSSPDCL, Ranga Reddy district, Nanalnagar X Roads, Rethibowli, Hyderabad - 500028, Telangana State.

6. The Superintending Engineer, (Operation), Mahabubnagar Circle, Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.

7. The Superintending Engineer, (Operation), Vikarabad Circle, Vikarabad, TS SPDCL, Vikarabad District, Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents, in not granting time for submitting the latest original bonafide Certificates / Residence Certificates, without taking into consideration of the guidelines regarding Unlock-4.0 and Covid-19 Lockdown restrictions and the non-opening of the Schools into consideration, and the action of the Respondents in not permitting the Petitioners to the Pole Climbing Test, while permitting other candidates, who were declared as Covid-Positive, by considering their representations to the Pole Climbing Test held on 30/09/2020, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the guidelines issued in G.O. Ms. No. 120, dated 31/08/2020, pursuant to the Notification No. 1 of 2019, dated 28/09/2019, and consequently direct the Respondents to conduct the Pole Climbing Test to the Petitioners and consider their candidature, by verifying their Study Certificates from 1 to 7th Class / Residence Certificates and accordingly appoint the Petitioners as Junior Line Men, against 95 percent Local Candidates Quota, based on their Merit, Social Status and their success in the Pole Climbing Test to be held, with 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 Respondents to conduct the Pole Climbing Test to the Petitioners and consider their candidature, by verifying their Study Certificates from 1st to 7th Class/ Residence Certificates and accordingly appoint the Petitioners as Junior Line Men, against 95% Local Candidates Quota, based on their Merit, Social Status and their success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

IA NO: 1 OF 2021

Between:

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Director, (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063.
3. The Superintending Engineer (Operation), Narayanapet Circle, C/o the S.E. (Operation), Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.
4. The Superintending Engineer (Operation), Jogulamba-Gadwal Circle, Gadwal, TS SPDCL, Jogulamba-Gadwal District, Telangana State.
5. The Superintending Engineer, (Operation), Operation Circle, Cybercity, TS SPDCL, Ranga Reddy district, Nanalnagar X Roads, Rethibowli, Hyderabad - 500028, Telangana State.
6. The Superintending Engineer, (Operation), Mahabubnagar Circle, Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.
7. The Superintending Engineer, (Operation), Vikarabad Circle, Vikarabad, TS SPDCL, Vikarabad District, Telangana State.

...PETITIONERS/RESPONDENTS

AND

1. Srinivasulu, S/o Ampanna, aged 29 years, R/o H.No. 1-44, Chinna Gopalpur Village, Makthal Mandal, Narayanapet District, Telangana State, PIN - 509208 Candidate ID - 71158218, H.T. No. 101727, SC, Marks - 29, Rank - 86.
2. B. Nanikumar, S/o. Krishtophar, aged 25 years, R/o H.No. 7-11-182, Srinivasa Colony, Rajiv Marg, Gadwal, Jogulamba-Gadwal District, Candidate ID - 71106830, H.T. No. 122811, BC-C, Marks - 29, Rank- 137.
3. S. Vinod, S/o. Narsappa, aged 22 years, R/o H.No. 5-105, Kota Street, Rajoli Village and Mandal, Jogulamba-Gadwal District, Telangana State. Candidate ID - 71106205, H.T. No. 150815 BC-B, Marks - 36, Rank 40.
4. Golkonda Rajashekhar, S/o.Maisaiah, aged 28 years, R/o H.No. 10-37, Prashanthi Nagar, Meerpet, Balapur, Ranga Reddy District, PIN - 500097 Candidate ID- 71124033, H.T. No. 111914, SC, Marks - 29, Rank -368.

5. Gattoju Ramesh, S/o Veera Chary, aged 34 years, R/o H.No. 11-1-46, Bapunagar, Road No. 5, Saroor Nagar, Ranga Reddy District, PIN - 500035 Candidate ID - 71122463, H.T. No. 133648, BC-B, Marks - 30, Rank - 288
6. M. Srinivas, S/o Laxmaiah, aged 31 years, R/o H.No. 3-109, Anajpur, Abdullapurmet, Ranga Reddy District, Telangana State, PIN - 501512 Candidate ID - 71152569, H.T. No. 112734 SC, Marks - 24, Rank - 681.
7. G. Bhaskar, S/o Kistaiah, aged 32 years, R/o H.No. 9-4-30/A-100, MRNC Colony, Film Nagar, Banjara Hills, Hyderabad, Telangana State, PIN - 500033 Candidate ID - 71142291, H.T. No. 128923, BC-B, Marks - 29, Rank - 343 (Ranga Reddy District).
8. S. Ram Chander, S/o. Sakru, aged 37 years, R/o H.No. 7-35/B, Amboth Thanda, Loyapally Village, Manchal Mandal, Ranga Reddy District, PIN - 501508 Candidate ID - 71141212, H.T. No. 117888 S.T., Marks - 26, Rank-546
9. Karunakar, S/o Anjaneyulu, aged 31 years, R/o 2-51, Nijalapur Village, Moosapet Mandal, Mahabubnagar District, Telangana State, PIN - 509380 Candidate ID - 71118958, H.T. No. 150271 BC-B, Marks -38, Rank - 86
10. Ch. Venkataiah, S/o. Narsaiah, aged 33 years, Artisan Grade - II, H.No. 1-52/2, Kamuni Pally Village, Kulkacherla Mandal, Vikarabad District, Telangana State, PIN - 509335 Candidate ID - 71150543, H.T. No. 140308 BC-B, Marks - 29 + 20 = 49, Rank 8
11. Md. Aseef, S/o Allauddin, aged 30 years, Artisan Grade - R/o H.No. 3-119, Kankurthy Village, Damargidda Mandal, Narayanapet District, Telangana State, PIN - 509407 Candidate ID - 71109722, H.T. No. 107617, BC-E, Marks - 29 + 13 = 42, Rank - 23

...RESPONDENTS/PETITIONERS

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 vacate the interim orders granted in W.P. No. 18452 of 2020, dated 12-11-2020.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 18730 OF 2020

Between:

1. Sangameshwar A, S/o Galappa, aged 39 years, Artisan Grade - II, R/o H.No.1-13, Jharasangam Village and Mandal, Sanga Reddy District (Erstwhile Medak District), Telangana State, PIN - 502246 Candidate I.D. No. 71122628, H.T. No. 142421, BC-D, Marks-28 + 20 = 48, Revised Rank-19 (Considered against 5% quota in Sanga Reddy District instead of 95% quota in Vikarabad Local District
2. Katroth Manikyam, S/o Mogle, aged 22 years, R/o H.No. 4-78, Ibrahimbad Village, Narsapur Mandal, Sanga Reddy District (Erstwhile Medak District)

Candidate ID 71103634, H.T. No. 142142 S.T., Marks - 31, Rank -131 (Considered against 5% quota in Medak District instead of 95% quota in Sanga Reddy Local District)

3. Kanugula Sathish, S/o Saibabu, aged 25 years, R/o H.No. 14-50, Chinthal Basthi Colony, Achampet, Nagar Kurnool District, PIN - 509375 (Erstwhile Mahabubnagar District) Candidate ID - 71120565, H.T. No. 118191 BC-A, Marks - 30, Rank - 413, (Considered against 5% quota in Nalgonda District instead of 95% quota in Nagar Kurnool District)

...PETITIONERS

AND

1. The Telangana State, Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director,
2. The Director (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063.
3. The Superintending Engineer (Operation), Vikarabad Circle, Vikarabad, TSSPDCL, Vikarabad District, Telangana State.
4. The Superintending Engineer (Operation), Sanga Reddy Circle, Sanga Reddy, TSSPDCL, Sanga Reddy District, Telangana State.
5. The Superintending Engineer (Operation), Nagar Kurnool Circle, Nagar Kurnool, TS SPDCL, Nagar Kurnool District, Telangana State.
6. The Superintending Engineer (Operation), Medak Circle, Medak, TSSPDCL, Medak District, Telangana State.
7. The Superintending Engineer (Operation), Nalgonda Circle, Nalgonda, TSSPDCL, Nalgonda District, Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents, in implementing the Presidential Order to the Notified Junior Line Men Posts, in the Notification No.1 of 2019, dated 28/09/2019, their further action in treating the Petitioners claim only against 5percentage quota, instead of 95 percentage quota and the action of the Respondents No.3 to 5 in not issuing the Call Letters to the Petitioners for Pole Climbing Test, while issuing the Call Letters to the less meritorious Candidates, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/2018and the Notification No.1 of 2019, dated

28/09/2019 and consequently read down the Notification No.1 of 2019 dated 28/09/2019 and direct the Respondents to conduct the Pole Climbing Test and consider candidature of the Petitioners, without reference to the Presidential Order, either under the Respondents No.3 to 5, or alternatively, against 95 percentage Local Candidates Quota, by verifying their Study Certificates from 1st to 7th Class and accordingly appoint the Petitioners as Junior Line Men, against 95 percentage Local Candidates Quota, based on their Merit, Social Status and their success in the Pole Climbing Test to be held, with 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 Respondents to conduct the Pole Climbing Test and consider candidature of the Petitioners, without reference to the Presidential Order, either under the respondents No.3 to 5, or alternatively, against 95 percentage Local Candidates Quota, by verifying their Study Certificates from 1st to 7th Class and accordingly appoint the Petitioners as Junior Line Men, against 95 percentage Local Candidates Quota, based on their Merit, Social Status and their success in the Pole Climbing Test to be held, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 19079 OF 2020

Between:

K.Hari Prasad, S/o Sudhakar, R/o.H.No.18-134, Sanjaya Nagar, Colony, Nagarkurnool (Erstwhile Mahaboobnagar District), Telangana State, PIN - 509209 Candidate I.D. No. 71115176, H.T. No.137030 BC-B, Marks – 48, Revised Nagarkurnool District / Circle Rank -17.

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063. rep. by its Chairman and Managing Director.

2. The Director, (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063.
3. The Superintending Engineer, (Operation), Nagarkurnool Operation Circle, at O/o the S.E., Nagarkurnool SE Office, TSSPDCL, Nagarkurnool District, Telangana State.
4. The Superintending Engineer, (Operation), Mahaboobnagar Operation Circle, TSSPDCL, Mahaboobnagar District, Telangana State.
5. The State of Telangana, General Administration Department (GAD) Secretariat, Hyderabad, rep. by its Chief Secretary.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents No. 1 to 4 implementing the Presidential Order to the Notified Junior Line Men Posts, to anon-existing District / Circle (Nagarkurnool District / Nagarkurnool Circle) in the Presidential Order, in the Notification No. 1 of 2019, dated 28-09-2019, their action in treating only against 5% quota, instead of 95% quota and the action of the 3rd and 4th Respondents in not issuing the Call Letter for Pole Climbing Test, while issuing the Call Letters to the less meritorious Candidates, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30-08-2018 by the 5th Respondent also to the Notification No.1 of 2019, dated 28-09-2019 and consequently read down the Notification No.1 of 2019 dated 8-09-2019 and direct the Respondents No.1 to 4 to conduct the Pole Climbing Test and consider candidature of the Petitioner, either under the 3rd and 4th Respondents against 95% Local Candidates Quota, while seeking preferences from all the Candidates against 5% Open Quota, as declared by the Honorable High Court in the Case reported in 2003 (3) ALT 439 (DB) Para - 9, without reference to the Presidential Order, or alternatively, by verifying his Study Certificates from to 7th Class and accordingly appoint the Petitioner and as Junior Line Man, against 95% Local Candidates Quota, based on his Merit, Social Status and his success in the Pole Climbing Test to be held, with 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 Respondents No. 1 to 4 to conduct the Pole Climbing Test and consider candidature of the Petitioner, under the 3rd Respondent against 95% Local Candidates Quota, while seeking preferences from all the Candidates against 5% Open Quota, as declared by the Honorable High Court in the Case reported in 2003 (6) ALT 439 (DB) Para - 9, without reference to the Presidential Order, or alternatively, by verifying his Study Certificates from 1st to 7th Class and accordingly appoint the Petitioner and as Junior Line Man, against 95% Local Candidates Quota, based on his Merit, Social Status and his success in the Pole Climbing Test to be held.

Counsel for the Petitioner: SRI P. DEVENDER

Counsel for the Respondent Nos. 1 to 4: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.5: GP FOR SERVICES-III

WRIT PETITION NO: 21073 OF 2020

Between:

A. Ramakrishna, S/o Chinna Kukkaiah, Aged about 34 years, Occ. Appeared for Junior Lineman, HT No.106831, R/o Kethepally Village, Pangal Mandal, Wanaparthy District, Telangana State

...PETITIONER

AND

1. The State of Telangana, Rep. By its Principal Secretary, Department of Energy, Secretariat at B.R.K.R. Bhavan, Hyderabad, Telangana State.
2. The Chairman and Managing Director, Southern Power Distribution Company Limited, Mint Compound, Hyderabad.
3. The Chief General Manager, HRD, Southern Power Distribution Company Limited, Mint Compound, Hyderabad.
4. The Superintending Engineer, Operation Circle, Nagrkurnool, Telangana State Southern Power Distribution Company Limited, Nagarkurnool District, Telangana State.

...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 an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondents to consider the representation of the petitioner dated 03/10/2020 in BC-B category for the post of Junior Lineman in the 4th respondent organisation as the petitioner got 28 marks for weightage service marks, each year 2 marks for ten years twenty marks, total 48 marks and secured 19th rank in pole climbing test and consequently direct the respondents to consider the petitioners candidature in the ongoing selection in pole climbing test in five clear existing vacancies in the 4th respondent organization.

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 respondents to consider the representation of the petitioner dated 03-10-2020 in BC-B category for the post of Junior Lineman in the 4th respondent organisation as the petitioner got 28 marks for weightage service marks, each year 2 marks for ten years twenty marks, total 48 marks and secured 19'h rank in the ongoing selection in pole climbing test in five clear existing vacancies in the 4th respondent organization, pending disposal of the main writ petition.

Counsel for the Petitioner: SRI D. L. PANDU

Counsel for the Respondent No.1: GP FOR SERVICES-III

Counsel for the Respondent Nos.2 to 4: SRI G. VIDYA SAGAR,
SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 21557 OF 2020

Between:

D. Praveen, S/o Yadagiri, aged 45 years, R/o H.No. 7-56/4/2, Sardar Patel Nagar, Malkajgiri, Medchal-Malkajgiri District, (Erstwhile Ranga Reddy District) Telangana State, PIN -500047 Candidate ID -71142547, H.T. No. 127444, BC-B, Marks - 29+20 = 49, Rank -12.

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Director (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063,
3. The Superintending Engineer (Operation), Medchal Operation Circle, Medchal, TSSPDCL, Gunrock, Secunderabad, Medchal-Malkajgiri District, Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents, implementing the Presidential Order to the Notified Junior Line Men Posts, in the Notification No. 1 of 2019, dated 28/09/2019, their further action in restricting the Petitioners claim against 5% quota only in one District/ Circle, instead of considering the claim in all the Districts/ Circles of the 1st Respondent Company and the action of the Respondents No. 1 and 2 in approving the Provisional Selection of the less meritorious Candidates than the Petitioner against the 5 percent Open Quota in various Circles, and including the Petitioners name in the Provisional Selection List in any of the Circle, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O. Ms. No. 124, GAD, dated 30/08/ 2018 and contrary to the NOTE (i), (ii), (iii) and (iv) of Para-VIII of the Notification No. 1 of 2019, dated 28/09/2019 and consequently read down the Notification No. 1 of 2019 dated 28/09/2019 and direct the Respondents to consider the candidature of the Petitioner, without reference to the Presidential Order, either under the Respondents No. 3, or alternatively, against 5% Open Quota in all the Districts/ Circles of the 1st Respondent Company, and accordingly appoint the Petitioner as Junior Line Man, against 5% Open Quota, based on his Merit, Social Status and his success in the Pole Climbing Test, with 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 Respondents to consider the candidature of the Petitioner for including his name in the Provisional Selection List, without reference to the Presidential Order, or alternatively, against 5% Open Quota in all the Districts/ Circles of the 1st respondent Company, and accordingly appoint the Petitioner as Junior Line Man, against 5% Open Quota, based on his Merit (12th Rank), Social Status and his success in the Pole Climbing Test, pending disposal of the above writ petition.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 22548 OF 2020

Between:

Miriyampalli Venkateswara Rao, S/o Singaiah, aged 26 years, R/o Flat No.115, B-Block, S.P.Kamal Priya Heights, Geetha Nagar, R.K.Puram (Post), Neredmet, Medchal- Malkajgiri (DT), Telangana State, PIN.500056 Candidate I.D. No. 71157188, H.T. No. 130340, OC, Marks - 42. Revised Rank – 65.

...PETITIONER

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063, rep. by its Chairman and Managing Director.
2. The Director (Human Resources), TS SPDCL Corporate Office at H.No. 64-50, Mint Compound, Hyderabad – 500063.
3. The Superintending Engineer (Operation), Medchal Circle, TS SPDCL, Gunrock, Secunderabad, Medchal-Malkajgiri District.
4. The National Council for Vocational Training (NCVT), Ministry of Skill Development and Entrepreneurship, Government of India, New Delhi rep. by its Director General of Training / Member Secretary.
5. The Government of India, Ministry of Home affairs, New Delhi, rep. by its Secretary.
6. The State of Telangana, Labour, Employment and Training Department, Secretariat, Hyderabad rep. by its Principal Secretary.

7. The State of Andhra Pradesh, Labour Employment and Training Department, A.P Secretariat, Amaravathi, Guntur District, rep. by its Principal Secretary.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents No. 1 to 3 in not including the Petitioners name in the Provisional Selection List of Junior Line Men, even after Verification of his Original Certificates on 20-08-2020 and even after passing the Pole Climbing Test held on 30-09-2020, pursuant to the Call Letters dated 03-08-2020 and 29-09-2020, respectively, on the ground that the Petitioner studied ITI in the State of Andhra Pradesh and the action of the 1st and 2nd Respondents in not issuing any Orders / instructions to the 3rd Respondent for issuing the Appointment order to the Petitioner for Junior Line Man Post, pursuant to his representations dated 09-10-2020, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India, violative of Section - 95 of the Andhra Pradesh Re-Organisation Act, 2014 and contrary to the Educational Qualifications Clause mentioned in Paragraph -3 of the Notification No. 1 /2019, dated 28-09-2019 issued by the 1st Respondent and consequently direct the Respondents No. 1 to 3 to issue the appointment order to the petitioner, for Junior Line Man Post, on par with the all other Candidates, who were issued the ITI Certificates by the 4th Respondent in Telangana State and accordingly appoint the Petitioner as Junior Line Man, based on his merit, Social Status and success in the Pole Climbing Test held on 30-09-2020, with 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 Nos.1 to 3 to issue the appointment order to the petitioner as Junior Line Man, based on his merit, Social Status and the ITI Certificate granted by the 4th Respondent without reference to his Study of ITI in Prakasa District. State of 1ndhra Pradesh pursuant to the Notification No. 1/2019, dated 28-09-2019 pending disposal of the above writ petition.

Counsel for the Petitioner: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondent Nos.1 to 3: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

Counsel for the Respondent No.4 & 5: SRI KRISHNA KISHORE KOVVURI, S.C. FOR CENTRAL GOVERNMENT

Counsel for the Respondent No.6: GP FOR LABOUR

Counsel for the Respondent No.7: SRI P. GOVIND REDDY, SPECIAL COUNSEL FOR A.P.

WRIT PETITION NO: 23048 OF 2020

Between:

1. C.P. Anil S/o Balappa, aged 26 years, R/o H.No. 2-96, Gudigandla Village, Makthal Mandal, Narayanapet District, (Erstwhile Mahabubnagar District) Telangana State, PIN -509205 Candidate ID -71110827, H.T. No. 130638, BC-A, Marks - 31, Rank - 60.
2. Karantothu Mothilal, S/o Jagan, aged 26 years, R/o H.No. 3-17, Kankanala Gudem, Serigudem Village, Samsthan Narayanapuram Mandal, Yadadri-Bhongiri District, (Erstwhile Nalgonda District), Telangana State, PIN - 508253 Candidate ID -7113108, H.T. No. 102254, ST, Marks - 25 + 7 = 32, Rank - 193.
3. B. Ravi, S/o Buchaiah, aged 27 years, R/o H.No. 3-58, Kadthal Village and Mandal, Ranga Reddy District, Telangana State, PIN - 509358 Candidate ID - 71127027, H.T. No. 114384 BC-A, Marks - 32, Rank - 231.
4. M. Vittal, S/o Narayana, aged 32 years, R/o H.No. 1-13, Venkat Reddy Pally Village, Gandeed Mandal, Mahabubnagar District Telangana State, PIN - 509337 Candidate ID -71152272, H.T. No. 144616, BC-B, Marks -64, Rank - 2.

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited., having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063, rep. by its Chairman and Managing Director.
2. The Director (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad -500063.
3. The Superintending Engineer (Operation), Narayanapet Circle, C/o the S.E. (Operation), Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.
4. The Superintending Engineer (Operation), Yadadri-Bhongiri Circle, Yadadri-Bhongiri, TS SPDCL, Yadadri-Bhongiri District, Telangana State.

5. The Superintending Engineer (Operation), Operation Circle, Cybercity, TS SPDCL, Ranga Reddy district, Nanalnagar X- Roads, Rethibowli, Hyderabad - 500028, Telangana State.

6. The Superintending Engineer (Operation), Mahabubnagar Circle, Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.

...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 any appropriate writ, order or direction particularly one in the nature of writ of mandamus, declaring the action of the Respondents, in not granting time for submitting the latest Non-Creamy Layer Certificate, SSC Memo, Residence Certificate and Duplicate SSC Memo to the Petitioners respectively, without taking into consideration of the guidelines regarding Unlock-4.0 and Covid-19 Lockdown restrictions and the non-opening of the Schools/ Colleges into consideration, and the action of the Respondents in not permitting the Petitioners No. 3 and 4 to the Pole Climbing Test, pursuant to the Call Letters issued to them, while permitting other candidates, who were declared as Covid-Positive, by considering their representations to the Pole Climbing Test held on 30-09-2020, pursuant to the Notification No. 1 of 2019, dated 28-09-2019, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the guidelines issued in G.O. Ms. No. 120, dated 31-08-2020, and consequently direct the Respondents to conduct the Pole Climbing Test to the Petitioners No. 3 and 4 and consider the cases of all the Petitioners, by considering the representations dated 18-09-2020, 17-09-2020, 03-09-2020 and 22-10-2020 respectively, by verifying the latest Non-Creamy Layer Certificate, SSC Memo, Residence Certificate and Duplicate SSC Memo of the Petitioners respectively, and accordingly appoint the Petitioners as Junior Line Men, against 95% Local Candidates Quota, based on their Merit, Social Status and the success of the Petitioners No. 3 and 4, in the Pole Climbing Test to be held, with 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 Respondents No. 5 and 6 to conduct the Pole Climbing Test to the Petitioners No. 3 and 4, by considering the representations dated 18-09-2020, 17-09-2020, 03-09-2020 and 22-10-2020 respectively, by verifying the latest Non-Creamy Layer Certificate, SSC Memo, Residence Certificate and Duplicate SSC Memo of the Petitioners respectively, and accordingly appoint the Petitioners as Junior Line Men, against 95% Local Candidates Quota, based on their Merit, Social Status and the success of the Petitioners No. 3 and 4, in the Pole Climbing Test to be held, pending disposal of the above writ petition.

Counsel for the Petitioners: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

WRIT PETITION NO: 25062 OF 2022

Between:

1. P. Sudharshan, S/o Kasim, aged 31 years, R/o H.No. 5-63, S.C. Colony, Macheria Village, Gattu Mandal, Jogulamba Gadwal District (Erstwhile Mahabubnagar District), Telangana State, PIN 509129 2019 Candidate I.D. No. 71151953, H.T. No. 153612, SC, Marks 35, Rank 47
2. M. Venkateswara Rao, S/o Singaiah, aged 28 years, R/o Flat No. 115, B-Block, S.P. Kamal Priya Heights, Geetha Nagar, R.K.Puram (Post), Neredmet, Medchal-Malkajgiri District, Telangana State, PIN 500056 2019 Candidate I.D. No. 71157188, H.T. No. 130340, OC, Marks 42, Revised Rank 65

...PETITIONERS

AND

1. The Telangana State Southern Power Distribution Company Limited, having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad 500063, rep. by its Chairman and Managing Director.
2. The Director (Human Resources), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad 500063

...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 any appropriate writ order or direction particularly one in the nature of writ of mandamus declaring the action of the 1st Respondent in issuing

the C.O.O.Ms.No.189, dated 06-06-2007, the consequential Orders in S.P.O.O.Ms.No.730, dated 26-09-2015 and S.P.O.O.Ms.No.M1, dated 26-09-2019 and the Notification No.03 of 2022 dated 09-05-2022, for Direct Recruitment to the Post of Junior Line Men, without completing the Selection Process pursuant to the Notification No.01 of 2019 dated 28-09-2019 and the action of the Respondents in implementing the Presidential Order to the Notified Junior Line Men Posts in the Notification No.03 of 2022 dated 09-05-2022, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also contrary to the Presidential Order issued vide G.O.Ms.No.124, GAD, dated 30-08-2018 and consequently set aside the orders in C.O.O.Ms.No.189, dated 06-06-2007, the consequential Orders in S.P.O.O.Ms.No.730, dated 26-09-2015 and S.P.O.O.Ms.No.M1, dated 26-09-2019 and the Notification No.03 of 2022 dated 09-05-2022, issued by the 1st Respondent and direct the Respondents to permit the 1st petitioner to the Pole climbing Test, and accordingly to consider the Petitioners' cases for appointment based on their Merit and Social Status, pursuant to the Notification No.01 of 2019 dated 28-09-2019, without reference to the Presidential Order and accordingly appoint the Petitioners as Junior Line Men, with all consequential benefits.

Prayer is amended as per Court Order dated 30.11.2022 in I.A.No.2 of 2022

IA NO: 1 OF 2022

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 stay all further proceedings, including conducting of the Written Examination on 17-07-2022, pursuant to the Notification No. 03 of 2022 dated 09-05-2022, till the Petitioners are issued the Appointment Orders, pursuant to the Notification No. 01 of 2019 dated 28-09-2019, pending disposal of the above writ petition.

Counsel for the Petitioners: SRI D. PRAKASH REDDY, SENIOR COUNSEL FOR SRI CHANDRAIAH SUNKARA

Counsel for the Respondents: SRI G. VIDYA SAGAR, SENIOR COUNSEL FOR SMT. K. UDAYA SRI

The Court made the following: COMMON ORDER

THE HONOURABLE SMT. JUSTICE T. MADHAVI DEVI

WRIT PETITION NO.15597 OF 2020;

WRIT PETITION NO.15864 OF 2020;

WRIT PETITION NO.15888 OF 2020;

WRIT PETITION NO.16598 OF 2020;

WRIT PETITION NO.16682 OF 2020;

WRIT PETITION NO.16775 OF 2020;

WRIT PETITION NO.16781 OF 2020;

WRIT PETITION NO.16883 OF 2020;

WRIT PETITION NO.17112 OF 2020;

WRIT PETITION NO.17324 OF 2020;

WRIT PETITION NO.17377 OF 2020;

WRIT PETITION NO.17409 OF 2020;

WRIT PETITION NO.17428 OF 2020;

WRIT PETITION NO.17478 OF 2020;

WRIT PETITION NO.17520 OF 2020;

WRIT PETITION NO.17604 OF 2020;

WRIT PETITION NO.17790 OF 2020;

WRIT PETITION NO.17817 OF 2020;

WRIT PETITION NO.18048 OF 2020;

WRIT PETITION NO.18051 OF 2020;

WRIT PETITION NO.18104 OF 2020;

WRIT PETITION NO.18201 OF 2020;

WRIT PETITION NO.18296 OF 2020;

WRIT PETITION NO.18452 OF 2020;

WRIT PETITION NO.18730 OF 2020;

WRIT PETITION NO.19079 OF 2020;

WRIT PETITION NO.21073 OF 2020;

WRIT PETITION NO.21557 OF 2020;

WRIT PETITION NO.22548 OF 2020;

WRIT PETITION NO.23048 OF 2020;

WRIT PETITION NO.25062 OF 2022;

AND

I.A.NO.1 OF 2023 IN W.P.NO.17324 OF 2020

COMMON ORDER

In this batch of Writ Petitions, the petitioners are the candidates who participated in the selection process and are aspiring to be selected to the posts of Junior Lineman in Telangana State Southern Power Distribution Company Limited ('TSSPDCL' in short) pursuant to the recruitment Notification No.01/2019 dt.28.09.2019.

2. Since the facts and circumstances requiring consideration for adjudication of all these Writ Petitions revolve around the subject Recruitment Notification No.01/2019 dt.28.09.2019, all the Writ Petitions were clubbed and heard together and are being disposed of by this common and consolidated order.

W.P.Nos.15597, 15864, 15888, 16598, 16682, 16775, 16781, 16883, 17324, 17377, 17409, 17478, 17520, 17604, 18051, 18104, 18452, 23048 of 2020 and 25062 of 2022

3. In W.P.Nos.15597, 15864, 15888, 16598, 16682, 16775, 16781, 16883, 17324, 17377, 17409, 17478, 17520, 17604, 18051, 18104, 18452, 23048 of 2020 and 25062 of 2022, similar grounds are raised. The petitioners therein are all challenging the action of the respondents in implementing the Presidential Order to the notified Junior Lineman posts in Notification No.01/2019 dt.28.09.2019 and the action of respondent No.3 in not permitting the petitioners to the Pole Climbing Test which was scheduled to be held on 02.09.2020 in spite of submitting all the Study Certificates pertaining to Classes I to 7, as arbitrary, illegal and violative of Articles 14, 16 and 21 of the Constitution of India and also as contrary to the Presidential Order issued by the respondent State of Telangana *vide* G.O.Ms.No.124,

General Administration (SPF-MC) Department, dt.30.08.2018 and consequently to read down the Notification No.01/2019 dt.28.09.2019 and to direct the respondent TSSPDCL to permit the petitioners to participate in the Pole Climbing Test based on their merit and social status without reference to the Presidential Order, or alternatively by verifying their Study Certificates from 1st to 7th Classes, the petitioners may be appointed as Junior Linemen based on their success in the Pole Climbing Test to be held, with all consequential benefits and to pass such other order or orders as may be just. In a batch of similar cases, this Court had granted interim orders directing the respondents to conduct Pole Climbing Test to the petitioners therein. The respondents filed counter affidavits in some cases only.

4. Subsequently, the respondents issued Notification No.03 of 2022 dt.09.05.2022 with similar conditions which was challenged in W.P.No.25062 of 2022. Thereafter, in the counter affidavit filed in W.P.No.25062 of 2022, there was a reference to the amendments made to Rule 22-B of the APSEB Service Regulations, specifying that unit of appointment for the post of Junior Lineman is Operation Circle/District and that for 95% of the posts, preference will be given to the

District/Discom candidates. There was no reference to the amendments to Rule 22-B of the APSEB Service Regulations in the counters filed in the above batch of Writ Petitions. In view of the above, the petitioners in W.P.No.15888 of 2020 and W.P.No.25062 of 2022 have filed Interlocutory Applications for amendment of prayer challenging the Notification No.01/2019 dt.28.09.2019 and also the instructions in C.O.O.Ms.No.611 dt.05.02.2009, S.P.O.O.Ms.No.730 dt.26.09.2015 and S.P.O.O.Ms.No.M1 dt.26.09.2019 as being against the Presidential Order. In addition to the above, in W.P.No.25062 of 2022, the amended prayer was to challenge the Notification No.3 of 2022 dt.09.05.2022 as well. The amendment of prayers in the Writ Petitions were allowed *vide* orders dt.30.11.2022 and 14.02.2023 respectively.

5. I.A.No.1 of 2023 in W.P.No.17324 of 2020 is for amendment of prayer in the above lines and in addition thereto, it is also prayed that issuing the above office orders and the Notification No.3 of 2022 dt.09.05.2022 without completing the selection process pursuant to the Notification No.01/2019 dt.28.09.2019 is bad in law. In view of the orders allowing the amendment of prayers in W.P.Nos.15888 of 2020 and 25062 of 2022, this petition in I.A.No.1 of 2023 in W.P.No.17324

of 2020 is also allowed and the Registry is directed to amend the prayer accordingly.

6. The respondents raised a preliminary objection that the Writ Petitions were not maintainable as the writ petitioners have participated in the selection process. This Court, *vide* orders dt.30.11.2022 has rejected the said objections.

7. The factual matrix and the relief prayed in W.P.Nos.15597, 15864, 15888, 16598, 16682, 16775, 16781, 16883, 17324, 17377, 17409, 17478, 17520, 17604, 18051, 18104, 18452, 23048 of 2020 and 25062 of 2022 are one and the same and therefore, brief facts in one of these Writ Petitions, i.e., in W.P.No.15597 of 2020, which cover the factual scenario of other Writ Petitions, is being dealt with as follows:

8. The petitioner in W.P.No.15597 of 2020 belongs to BC-D community. He studied Classes 1 to 3 in the years 1991-92 to 1993-94 and Classes 4 and 5 in the years 1994-95 to 1995-96 at Ieeza Village and Mandal, Mahabubnagar District, Classes 6 and 7 in the years 1996-97 to 1997-98 at Kalvabugga Village, Orwakal Mandal, Kurnool District and Classes 8 to 10 in the years 1998-99 to 2000-2001 again at Ieeza Village

and Mandal, Mahabubnagar District. Thus, out of 7 years of study of Classes 1 to 7, the petitioner in W.P.No.15597 of 2020 had studied for a period of 5 years at Ieeza Village which falls under the erstwhile Mahabubnagar District and the present Jogulamba Gadwal District.

9. The petitioner in W.P.No.15597 of 2020 claims to have passed ITI in Electrician Trade from Fathima Industrial Trade Centre (ITC), Gadwal, Mahabubnagar District and that thereafter, he has been working as Sub-Station Operator from 01.07.2007 onwards and thereafter, as Artisan Grade-II at 33/11 KV Sub-Station, Amberpet, Hyderabad up to the date of filing of the Writ Petition and his Employee ID is stated to be 5106973.

10. Respondent No.1 issued Notification No.01/2019 dt.28.09.2019 for recruitment of Junior Linemen posts and the petitioner in W.P.No.15597 of 2020 submitted his online application on 10.11.2019. The written test was held on 15.12.2019 and the petitioner got 30 marks and he was granted 20 marks on account of his service weightage and his revised rank was 4 in the Jogulamba Gadwal District. It is submitted that call letter dt.30.07.2020 was issued by respondent No.3 scheduling

the Pole Climbing Test on 02.09.2020. On 23.08.2020, the petitioner claims to have made an application to his school for issuance of bonafide certificate of Classes 1 to 3, but the same was not issued by the Head Master as he was on home quarantine as he was declared Covid positive. On 02.09.2020, the petitioner claims to have submitted all other certificates for verification except the bonafide certificate of Classes 1 to 3, but he was not permitted to Pole Climbing Test due to the said deficiency. Subsequently, by 2.00 PM, the petitioner secured the bonafde certificate and submitted the same, but respondent No.3 refused to receive the same and refused to permit him to participate in the Pole Climbing Test on the ground that the time for Pole Climbing Test was already over. Therefore, on the very next day, i.e., on 03.09.2020, the petitioner made a representation to the 2nd respondent for consideration of his case for Pole Climbing Test, but no orders were passed on the same and therefore, the W.P.No.15597 of 2020 has been filed.

11. In this Writ Petition, the petitioner is challenging reserving 95% of the posts to the District candidates by implementing the Presidential Order to the Notification No.01/2019 dt.28.09.2019. It is submitted that the posts of Junior Lineman are not civil posts and therefore, the

Presidential Order could not have been applied to the said posts. It is submitted that in some of the Districts, there are no posts in open category and almost all the available posts are allotted to local candidates, thereby making the local/open reservation a mere illusion. It is submitted that respondent No.1 has not constructed or developed the Sub-Stations in each District uniformly, but has constructed/developed the Sub-Stations based on the necessity, availability of water, etc., as the case may be, on the strength and weight of the local politicians and therefore, there is no equitable distribution of posts in all the Districts and that the respondents cannot take advantage of their own lapses and deny appointments to candidates of some of the districts where there are lesser number of Sub-Stations. In support of his contention that the Presidential Order can only be applied to civil posts, the learned counsel for the petitioner relied upon the judgments of this Court in the cases of **Ch. Raji Reddy Vs. APSRTC**[1]; **Dr. N. Ram Gopal Vs. Executive officer, TTD**[2]; and **Govt. of A.P. Vs. P. Vema Reddy**[3]. He relied upon the provisions of Article 371D(1) of the Constitution of India which

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[1] 2003 (4) ALD 96
[2] 2005 (6) ALD 255
[3] 2007 (4) ALD 209 (DB)

empowers the President of India to issue Presidential Orders with respect to the State of Andhra Pradesh having regard to the requirements of the State as a whole, for providing equitable opportunities and facilities for the people belonging to different parts of the State, in the matter of 'Public Employment' and 'Education' and accordingly, different provisions could be made for various parts of the State under Article 371D(2) of the Constitution of India. It is submitted that Sub-Article (10) of Article 371D provides for its overriding effect of the Presidential Order issued under the said Article over the other provisions of the said Article. It is submitted that since the Presidential Order deals with civil posts under the State, the Presidential Order cannot be made applicable to the notified Junior Linemen posts as they are not civil posts under the State. It is submitted that when respondent No.1 cannot adopt/implement the Presidential Order directly, it cannot adopt or implement the spirit of the Presidential Order indirectly as it is also a settled principle that what cannot be done directly cannot be done indirectly. The learned counsel for the petitioner is therefore seeking setting aside of the Notification or reading down of the subject condition in the Notification.

12. In W.P.No.15888 of 2020, the petitioner has also challenged the amended Regulation No.22-B of the APSEB Service Regulations in Part-II as adopted by TSTRANSCO. It is submitted that the petitioner herein belongs to BC-B community and studied Classes 1 to 10 at Vijetha High School (English Medium), Panduranga Nagar, Balanagar Mandal, Ranga Reddy District, Hyderabad. The said place of study falls under the erstwhile Ranga Reddy District and the present Medchal-Malkajgiri District. The petitioner studied and passed I.T.I. in electrician trade from Shubhodaya Industrial Training Centre, Gumudur, Mahabubabad, Warangal District during August, 2016 to July, 2018. He participated in the recruitment process for Junior Lineman pursuant to Notification No.01/2019 dt.28.09.2019 and he secured 29 marks and obtained 383 rank in Ranga Reddy District. The petitioner was issued call letter dt.31.07.2020 for participating in the Pole Climbing Test on 27.08.2020 and the petitioner appeared for the Pole Climbing Test in Ranga Reddy District, but he was not permitted on the ground that as per the present Presidential Order, he cannot be permitted to Pole Climbing Test at Ranga Reddy/Cyber City Circle. The petitioner has requested that he be allowed to participate in the Pole Climbing Test at

Medchal-Malkajgiri District, but the petitioner was not permitted and therefore he approached this Court by filing the present W.P.No.15888 of 2020 challenging the action of the respondents in implementing the Presidential Order retrospectively to the notified Junior Linemen posts in Notification No.01/2019 dt.28.09.2019 and the action of respondent No.3 in not permitting the petitioner for the Pole Climbing Test scheduled on 27.08.2020 in spite of submitting all the study certificates pertaining to Classes 1 to 10 as illegal and arbitrary and also consequently to read down Notification No.01/2019 dt.28.09.2019 and to permit the petitioner to the Pole Climbing Test and to issue appointment letter on the basis of his success in the Pole Climbing Test. This Court, *vide* interim order dt.17.09.2020, had directed the respondents to permit the petitioner to the Pole Climbing Test. The Pole Climbing Test was conducted on 30.09.2020 in which the petitioner participated and according to the petitioner, he has passed the said test. Subsequently, while filing of the counter affidavit in similar matter, i.e., W.P.No.25062 of 2022 which was filed challenging the Notification No.03/2022, dt.09.05.2022 on similar grounds, the respondents had contended that they have amended the existing APSEB Service

Regulations by issuing S.P.O.O. (CGM-HRD) Ms.No.M1 dt.26.09.2019 and thereafter, they have issued the Notification dt.28.09.2019 and in the said S.P.O.O. (CGM-HRD) Ms.No.M1 dt.26.09.2019, Amendment-I, Amendment-II were issued. The respondents also claimed that while exercising the powers conferred under Section 79(c) and (k) of the Electricity (Supply) Act of 1948, TSSPDCL issued amendment orders to Regulation No.22-B in Part-II of the APSEB Service Regulations as adopted by the APCPDCL (now TSSPDCL) and para 2(B) of C.O.O. (CGM-HRD) Ms. No.576 dt.06.06.2007, as shown below as Amendment-I and Amendment-2 in para 2(B) of the C.O.O. (CGM-HRD) Ms. No.576 dt.16.01.2009 was substituted with the definitions of (1) 'District Candidate', (2) 'Discom Candidate'. In view of the same, the petitioner in W.P.No.15888 of 2020 filed an amendment petition in I.A.No.1 of 2022 for amending the prayer in the Writ Petition to declare the action of respondent No.1 in issuing C.O.O. Ms. No.189 dt.06.06.2007, the consequential orders in C.O.O. Ms. No.611 dt.05.02.2009, S.P.O.O. Ms. No.730 dt.26.09.2015 and S.P.O.O. Ms. No.M1 dt.26.09.2019 as illegal and arbitrary and to read down the Notification No.01/2019 dt.28.09.2019 as it being unconstitutional and

contrary to the Presidential Order issued by respondent No.5 *vide* G.O.Ms.No.124, General Administration (SPF-MC) Department, dt.30.08.2018. The said amendment petition has been allowed by this Court *vide* orders dt.14.02.2023.

13. As discussed in para 5 above, similar Application in I.A.No.1 of 2023 was made in W.P.No.17324 of 2020 seeking amendment of the prayer to declare the action of respondent No.1 in issuing C.O.O.Ms.No.189 dt.06.06.2007, the consequential orders in S.P.O.O.Ms.No.730 dt.26.09.2015 and S.P.O.O.Ms.No.M1 dt.26.09.2019 and the Notification No.03 of 2022 dt.09.05.2022, for direct recruitment to the posts of Junior Linemen, without completing the selection process pursuant to the Notification No.01 of 2019 dt.28.09.2019 and the action of the respondents in implementing the Presidential Order to the notified Junior Linemen posts in the Notification No.03 of 2022 dt.09.05.2022, as illegal and arbitrary. In view of allowing I.A.No.1 of 2022 in W.P.No.15888 of 2020, this Application in I.A.No.1 of 2023 in W.P.No.17324 of 2020 is also now allowed and the Registry is directed to take on record the amended prayer in W.P.No.17324 of 2020.

14. In addition to the argument that the post of Junior Lineman is not a civil post and therefore the Presidential Order is not applicable to such posts, the learned counsel for the petitioner submitted that the erstwhile APSEB was constituted under Section 5 of the Electricity (Supply) Act, 1948 and under Section 79(c) and (k) of the said Act, the Board is empowered to make regulations.

15. The second ground raised is that when the petitioner studied Classes 2 to 10 from 2000 to 2009, there was no Medchal-Malkajgiri District and that it was part of Ranga Reddy District and the school authorities issued the certificates accordingly. It is submitted that the petitioner furnished the particulars in the online application accordingly, as otherwise, it would amount to implementing the new Districts/new Presidential Order with retrospective effect. It is submitted that by way of Annexure-III to the Notification, the respondents are implementing the new Districts with retrospective effect and on that ground they did not permit the petitioner to the Pole Climbing Test and their action is in violation of Articles 14, 16 and 21 of the Constitution of India. It is submitted that the contentions of the respondents with regard to Article

371D, the old and new Presidential Orders, 95% local quota, 5% open quota under new Presidential Order are misconceived. It is submitted that the notified posts are not the civil posts and therefore, the respondents have no authority to implement the Presidential Order though the object may be laudable. It is submitted that when the respondents have conducted the State-wide written test commonly for all the Districts candidates, they ought to have conducted the Pole Climbing Test also accordingly based on merit, social reservations and ought to have selected the meritorious candidates who passed the Pole Climbing Test and ought to have issued the appointment orders accordingly to different circles by considering their options as they are incompetent to implement the Presidential Order and there is a specific bar under Article 16(2) of the Constitution of India and the Parliament has not enacted any law under Article 16(3) of the Constitution of India. It is further submitted that the local cadres were not organised so far by the Government of Telangana based on the new Presidential Order and therefore, even assuming that the new Presidential Order is applicable to them, by any stretch of imagination, the respondents cannot treat the notified Junior Linemen Posts as a local cadre under the new

Presidential Order and implement the new Presidential Order under that assumption. It is submitted that the amended Regulation 22-B of the APSEB Service Regulations in Part-II, as adopted by TSTRANSCO, provides for special provision regarding appointment by direct recruitment following the spirit of Presidential Order. It is submitted that as the Presidential Order cannot be applied to the posts of Junior Linemen, as the notified posts are not civil posts and further that the amended Regulation 22-B has not been published in the Official Gazette as required under Section 79(c) of the Indian Electricity (Supply) Act, 1948, and since the said amendment was given by way of issuance of an Executive Proceeding, as such the same cannot override the Constitutional Provision, i.e., Article 16(2) of the Constitution of India which prohibits reservation or discrimination on the basis of one's residence. Therefore, the petitioner in W.P.No.15888 of 2020 sought declaration that Regulation No.22-B of the APSEB Service Regulations in Part-II as adopted by TSTRANSCO as unconstitutional.

16. The learned counsel for the petitioner further submitted that after bifurcation of the State, respondent No.4 has issued a new Presidential Order *vide* G.O.Ms.No.124, General Administration (SPF-MC)

Departmert, dt.30.08.2018 and Section 3 of the said Order empowers the Governrment for the State of Telangana to organise classes of posts in the civil services, classes of civil posts under the State, into various local cadres for different districts of the State within a period of 36 months from the commencement of that Order and since the Junior Linemen posts under respondent No.1 company cannot be treated as civil posts, respondent No.1 company is not empowered to organise the Junior Linemen posts as District cadre posts under the guise of implementing the Presidential Order. Thus, according to him, implementing the Presidential Order by providing 95% posts to the local candidates of the respective districts and 5% posts to the open category candidates is beyond their power and on that ground alone, the Notification is liable to be set aside. He thus prayed for a direction to the respondents to consider and allow the petitioners in W.P.No.15597 and 15888 of 2020 and batch for Pole Climbing Test and to appoint them as Junior Linemen without reference to the Presidential Order or in the alternative in their earlier Districts of study or the new marked District on the basis of their merit.

17. In this case, by virtue of the interim order dt.21.09.2020, the petitioner was permitted to appear for Pole Climbing Test. However, the result could not be announced without the permission of this Court. According to the petitioner, he has passed the Pole Climbing Test conducted on 30.09.2020.

18. The respondents 1 to 3 have filed their counter affidavits along with stay vacate petitions in both the above Writ Petitions. It is stated that the respondent TSSPDCL is carrying out electricity distribution and is catering to electricity requirements in 15 districts of Telangana. It is submitted that the post of Junior Lineman is a lower level post in the operation division and the nature of work is that they are required to work in shifts round the clock to ensure proper distribution of power supply which includes climbing of pole, attending to transformers, etc. It is submitted that in rural areas, power break downs occur frequently due to heavy rains, winds and other climatic conditions and the Junior Lineman stationed at the place of posting is required to attend to the sudden break down of the power supply and keeping that in view, the post of Junior Lineman is treated as a village/gram panchayat level post

and they were required to acquaint themselves with the local conditions and the area of the power distribution, so as to offer better services to the consumers which include majority of the farmers living in the rural areas; and that the Junior Lineman is required to attend to the consumer calls as entrusted to him. It is submitted that keeping in view these facts only, the unit of appointment of Junior Lineman is kept at Operation/ Circle level. It is submitted that since the post of Junior Lineman falls under Operation Subordinate Services and since there are no statutory rules/regulations for recruitment to the post of Junior Linemen, the guidelines issued by the State Government, which formed part of the recruitment Rules in the year 2006, were followed by making written test as one of the eligibility criteria.

19. It is submitted that Notification No.01/2019 dt.28.09.2019 was issued and in the said Notification, number of posts available in each of the Operation Units within the territorial jurisdiction of TSSPDCL were specified and it was also clearly mentioned that 5% of the vacancies were unreserved, subject to the selection criteria specified in the Notification. It is submitted that all the applicants were aware of the specification of the Notification with regard to the eligibility criteria and

recruitment policy and reservations in favour of local candidates and having participated in the recruitment process, they could not have challenged the same. It is submitted that the minimum educational qualification for the post of Junior Lineman is SSC with ITI qualification in the Electrical Trade/Wireman or two years Intermediate vocational course in the electrical trade and accordingly, Notification No.01/2019 dt.28.09.2019 was issued inviting applications for filling up of 2,500 number of vacancies by direct recruitment/general recruitment in the Operation Units of TSSPDCL. It is stated that Para I (5) (b) of the Notification specifies the mode of payment of fee for making online application, wherein it was specified that the candidate has to visit the website to view the detailed Notification and user guide and after payment of fees, the candidate is required to click on the link 'submit application' to complete the process of application and the candidates were required to invariably fill all the relevant fields in the application and immediately on submission of the application, the applicant would get an acknowledgement in the form of a downloadable pdf document. It is submitted that para No.III of the Notification specified the procedure for uploading the application form and the applicants were required to

read the user guide for online submission of applications and then only proceed further. It is submitted that as per the User Guidelines, the candidates were required to click the particulars column available in the application form to view the description and Column No.7 provided for permanent address and under Column No.7a, the candidates were required to choose the name of the district from the drop down list and it was made clear that the candidates have to choose their district as per the new districts only.

20. Therefore, according to the learned counsel for the respondents, all the details were given in the Notification and the candidates were required to go through the entire Notification carefully before submitting their applications and it was clear from the Notification that, 95% of the posts will be reserved for the respective district candidates. It is submitted that accordingly, the candidates who got the qualifying marks as well as the weightage marks, were called for verification of their certificates and thereafter only, they were allowed for the Pole Climbing Test and wherever the candidates could not produce the relevant documents to satisfy their local candidature as stated in their applications, they were not permitted to the Pole Climbing Test. It is

stated that in W.P.No.15597 of 2020, the Writ Petitioner had given his permanent address as Ieeza Village and Mandal, Jogulamba Gadwal District and when the petitioner attended the certificates verification and Pole Climbing Test on 02.09.2020, he failed to produce school study certificates for the period of study from Classes 1 to 3 and as per the other study certificates furnished by him, he studied Classes 4 and 5 in Jogulamba Gadwal District and Classes 6 and 7 in Kurnool District, Andhra Pradesh State and therefore, he was not treated as a local candidate belonging to Jogulamba Gadwal District as per Para-VI of the Notification and he was not permitted for Pole Climbing Test. It is submitted that though the petitioner was required to appear for Pole Climbing Test on 02.09.2020, he made a representation only on 03.09.2020 and therefore, it is clearly after the date fixed for Pole Climbing Test. It is further stated that Article 371D of the Constitution of India has no application to the present Notification and that the vacancies have been notified to give opportunity to all the candidates and also to keep in view the nature of the posts and Unit of appointment. It is also stated that out of 2,500 posts notified, 1,747 posts were filled up and the balance posts could not be filled up as there are no eligible

candidates belonging to the respective reserved districts/categories. It is submitted that the petitioners herein do not fit into the unfilled posts, which are earmarked for specified categories in the respective Circles and therefore, their candidature could not have been considered. Thus, the respondents prayed for vacation of the interim order and dismissal of the Writ Petitions.

21. The main crux of the arguments of the petitioners is that the posts of Junior Linemen are not civil posts and therefore, the Presidential Order under Article 371D of the Constitution of India is not applicable to the said posts. The respondents 1 to 3 have also filed counter affidavit stating that the said posts are not civil posts and that the Presidential Order is not applicable to the said posts. The respondents have, however, taken a stand that keeping in view the exigency of service and requirements of services of Junior Linemen in the local area, it was decided to reserve 95% of the posts for local candidates of the respective districts and 5% to be open for all other candidates. The respondents have relied upon the amended Regulation 22-B of the APSEB Service Regulations in Part-II as adopted by TSTRANSCO for providing reservation to the local candidates.

22. Both the learned counsel for the petitioners as well as the learned counsel for the respondents have filed their written arguments in support of their contentions and also copies of case law on which they have placed reliance upon during the course of their arguments.

23. In view of the above, the issues to be decided in this batch of Writ Petitions by this Court are:

(i) Whether the Presidential Order is applicable to the posts of Junior Linemen and if not, then, whether the spirit of the Presidential Order can be applied in the guise of amended Regulations?

(ii) Whether the alleged amended Regulation 22-B of the APSEB Service Regulations in Part-II is violative of Article 16(2) of the Constitution of India?; and

(iii) Whether the alleged amended Regulation 22-B of the APSEB Service Regulations in Part-II has the statutory authority?

24. As regards the first issue, this Court finds that Article 16(2) of the Constitution of India specifically prohibits discrimination based on residence except under Article 371D of the Constitution of India and the notified Junior Lineman posts not being civil posts, the respondents cannot apply the Presidential Order to the said posts. It is also to be seen that the respondents themselves have admitted in the counter affidavit that Presidential Order is not applicable to these posts. Therefore, according to the learned counsel for the petitioners as well as the respondents, the Presidential Order is not applicable to the subject posts.

25. It is also seen that the issue as to whether APGENCO (as it then was) was an instrumentality of State or a local authority under Article 12 of the Constitution of India and whether the posts of Junior Plant Attendant (which was equivalent to the post of Junior Lineman), thereunder, can be categorised as a post in civil services or civil post under the State or local authority, has been considered by a Division Bench of the High Court of Judicature at Hyderabad for the State of Telangana and the State of Andhra Pradesh (as it then was) in the case

of **P.Divya and others Vs. M.D., APPGCL, Hyderabad and others**[4], and it was held that even though the APGENCO qualifies as a State instrumentality for the purpose of bringing it within the ambit of Article 226 of the Constitution of India, it is essentially a corporate entity and, at best, it can be called as a public sector undertaking. It was further held that employment in its service, therefore, does not fulfil the requirements to attract the Presidential Order and that the Presidential Order has to be construed strictly and has application only to civil services and/or the holder of a civil post in the State Government or its local authorities and therefore, issuance of G.O.Ms.No.610 dt.30.12.1989 by the State Government linking directly to the Presidential Order and observing and implementing the spirit of the Presidential Order to APGENCO cannot be said to be a legally valid exercise. The Court has also observed that it is time for the APGENCO to realise its errors in this regard and take corrective measures. It is also noticed that similar reservation of 80% of the posts was made for locals and 20% to the non-locals. Notifications were issued on 05.01.2011 and 17.10.2011 for the post of Junior Plant Attendant. In the Notifications,

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[4] 2019 (1) ALT 536 (D.B.)

priority was given to the candidates who were locals in the districts where the power generating stations of APGENCO were situated. The challenge in the Writ Petitions was aimed at Clause 5 of the Notifications providing for reservation of 80% of the posts in favour of the locals. It is also noticed that the Division Bench referred to Regulation 22-B in Part II and Regulation 22(i) in Schedule III in Part-II of the Andhra Pradesh State Electricity Board Service Regulations (APSEB Service Regulations) framed under the erstwhile Andhra Pradesh State Electricity Board in exercise of power under Section 79(c) of the Indian Electricity (Supply) Act, 1948 which speak of 'following and observing' the spirit of the Presidential Order. The Division Bench of this Court in paras 34 to 46 has held as under:

Application of the 'spirit of the Presidential Order' to the selection:

34. Article 371D of the Constitution was inserted therein by the Constitution (Thirty-second Amendment) Act, 1973, with effect from 01.07.1974, and applied to the erstwhile State of Andhra Pradesh. It was intended to give effect to certain safeguards in the matter of employment opportunities for residents of Telangana region. Thereby, the President of India was empowered to provide, by order, for equitable opportunities and facilities to denizens in different parts of the erstwhile State of Andhra Pradesh in matters of public employment and education. It is in exercise of this power that the

Presidential Order came to be issued. However, the Presidential Order applies only to posts in the civil services and classes of civil posts under the State and its local authorities. Apart from this, Article 16(3) of the Constitution empowers the Parliament to make law prescribing residence within a State as a requirement for employment or appointment to an office under the Government of that State or under any local authority within that State. In the cases on hand, it is nobody's case that Article 16(3) of the Constitution has application. Further, it may be noted even the Parliament can make law thereunder keeping in mind residence in the entire State and not in particular districts thereof.

35. The issue is whether the prescription of a reservation for local district candidates in the subject selections can find protection by extension of the 'spirit of the Presidential Order'. To do so, the pre-requisite would be that the post of Junior Plant Attendant must qualify as a post in the civil service of the State or be a civil post under the State or its local authorities.

***36.** At this stage, it would be useful to advert to curial wisdom on this aspect of the matter.*

37. In STATE OF GUJARAT V/s. RAMAN LAL KESHAV LAL SONI (1) (1983) 2 SCC 33, a Constitution Bench considered the issue as to whether members of the Gujurat Panchayat Service were Government servants. In this context, the Constitution Bench observed that it is a question of fact in each case as to whether a person is a servant of the State or not.

38. Earlier, in STATE OF ASSAM V/s. SHRI KANAK CHANDRA DUTTA (2) AIR 1967 SC 884, the question before a

Constitution Bench was whether a Mauzadar was a person holding a civil post under the State. Observing that there was no formal definition of 'post' and 'civil post', the Constitution Bench concluded that it was a post on the civil as distinguished from the defence side of the administration, that is, an employment in a civil capacity under the Union or a State. It was observed that a person who holds a civil post under a State holds 'office' during the pleasure of the Governor of the State, except as expressly provided by the Constitution. It was further observed that a post under the State would mean a post under the administrative control of the State. As the State had the power and the right to select and appoint a Mauzadar and also had the power to suspend or dismiss him, as he was a subordinate public servant working under the supervision and control of the Deputy Commissioner, receiving by way of remuneration a commission on collections and sometimes a salary, there was a relationship of master and servant between the State and him. He was accordingly held to be the holder of a civil post under the State.

39. In SOM PRAKASH REKHI V/s. UNION OF INDIA (3) (1981) 1 SCC 449, the Supreme Court observed that the Bharat Petroleum Corporation Limited was a limb of the Government, being an agency of the State, but that conclusion would not mean that for the purpose of Article 309 or otherwise, the said Government company would be a State.

40. In DR.GURJEEWAN GAREWAL V/s. DR.SUMITRA DASH (4) (2004) 5 SCC 263 = 2004 (5) ALT 25.3, 31.4 (DN SC), the Supreme Court affirmed that a person cannot be said to be holding a civil post under the State merely because his salary was paid from the State fund or because the State exercises a certain amount of control over the post. On this basis, the Post Graduate Institute of Medical

Education & Research, Chandigarh, was stated to be not a 'State' for the purpose of Article 311 and the employees therein did not hold civil posts.

41. In S.KESAVA RAO V/s. CHAIRMAN AND MANAGING DIRECTOR, APSPDC LTD., TIRUPATHI, CHITTOOR DISTRICT (5) 2012 (5) ALT 744 (D.B.) = 2012 (5) ALD 71 (DB), a Division Bench of this Court had occasion to deal with the post of Junior Lineman in the service of the Transmission Corporation of Andhra Pradesh Limited and its four distribution companies. The Division Bench categorically held that the APSEB Service Regulations i.e., Parts I, II and III thereof, did not deal with appointment to the post of Junior Lineman and various other posts in the Operation and Maintenance services. Referring to the fact that the post of Helper under the Andhra Pradesh Electricity Department Operation Subordinate Service Rules, which came into force on 01.01.1948, was re-designated as Junior Lineman, the Division Bench dealt with the case in terms of the said rules and the notifications issued in the context thereof. However, the issue arising presently in relation to the district local candidate reservation did not fall for consideration before the Division Bench in that case.

42. In P.ANIL KUMAR V/s. THE TELANGANA STATE POWER GENERATION CORPORATION LIMITED, VIDYUTH SOUDHA, HYDERABAD (6) W.P.No.20544 of 2017 and W.P.(PIL) No.149 of 2017 Dt.18.09.2018, a Division Bench of this Court was considering the issue of employment in the Transmission Corporation of Telangana Limited and its distribution companies. The Division Bench observed that it is doubtful whether appointment to posts in these organisations could be elevated to the status of public employment governed by Article 16 of the Constitution and concluded

that appointment to a post or absorption in a post in these organisations could not be equated to an office under the State.

43. Applying these principles, the post of Junior Plant Attendant cannot be categorized as a post in the civil services or a civil post under the State or in a local authority. No doubt, the APGENCO qualifies as a State instrumentality for the purpose of bringing it within the ambit of Article 226 of the Constitution, but it cannot be lost sight of that the APGENCO is essentially a corporate entity and, at best, it can be called a public sector undertaking. Employment in its service therefore does not fulfil the requirements to attract the Presidential Order.

44. It may also be noted that Article 371D of the Constitution is an exception to the general rule that residence cannot be the basis for providing public employment opportunities and has its roots in the peculiar circumstances that were prevailing in the then State of Andhra Pradesh. In exercise of power conferred by the said Article, the President of India promulgated the Presidential Order. However, the said Presidential Order has to be construed strictly and has application only to civil services and/or the holder of a civil post in the State Government or its local authorities. We have already held that by no stretch of imagination can the APGENCO, a Government Company as defined under Section 617 of the Companies Act, 1956, be considered the 'State' or a 'local authority' for the purposes of the Presidential Order. That being so, merely because the State Government thought it appropriate to issue a directive in the context of G.O.Ms.No.610 dated 30.12.1989, which was again linked directly to the Presidential Order, the question of 'observing and implementing the spirit of the Presidential Order' in the APGENCO cannot be said to be a legally valid exercise. It is time for the

APGENCO to realize its errors in this regard and take corrective measures.

45. We need say no more.

Challenge to the Regulations:

46. In so far as the challenge to the Regulations is concerned, we find merit in the submission of Sri G.Vidya Sagar, learned senior counsel, that none of the said Regulations had application to the post of Junior Plant Attendant in the service of the APGENCO at the relevant point of time. The subsequent amendment to Regulation 22 admittedly had no retrospective effect and is therefore of no relevance. At that time, this post was covered by the Service Rules of 1948 and was not governed by the APSEB Service Regulations. Regulation 22-B specifically mentioned the posts to which it applied i.e., the cadres of Assistant Engineer in the Engineering Service and Junior Accounts Officer in the Accounts Service. The said Regulation was therefore not applicable to the post of Junior Plant Attendant in the APGENCO which did not even find mention in the constitution of the service set out in Part-III of the APSEB Regulations. Sub-Regulation 22(i) in the III Schedule to Part-II also specifically mentioned extension of the spirit of the Presidential Order to the cadres of Sub-Engineer in Engineering Service; LDC and Typist in Accounts Service; and Office Sub-ordinate in General Service. The challenge to Regulations 22 and 22-B in Part-II and Sub-Regulation 22(i) in the III Schedule to Part-II of the APSEB Regulations is therefore without basis in so far as the subject posts are concerned and as the said challenge was made only under the assumption that the local district reservation in the Notifications dated 05.01.2011 and

17.10.2011 was based on the said Regulations, there is no necessity for this Court to consider the validity of the said Regulations."

Thus, it can be seen that the issue as to whether Presidential Order is applicable to the post of Junior Lineman which is not a civil post is already settled by the Division Bench of this Court in the case of **P.Divya and others Vs. M.D., APPGCL, Hyderabad and others** (4 supra). The issue No.1 is thus answered in favour of the petitioners.

26. As regards Issue Nos.2 and 3, this Court finds that this Court by order dt.30.11.2022 allowed the amendment petition in I.A.No.2 of 2022 in W.P.No.25062 of 2022. The learned counsel for the petitioners submitted that the respondents could not have amended the Regulations as they are in violation of Article 16(2) of the Constitution of India and further, it is submitted that the said amendments could not have been issued under the Electricity (Supply) Act, 1948 since the said Act has already been repealed under Section 185 of the electricity Act, 2003 and the said Act came into force on 10.06.2003. It is submitted that under Section 185(2) of the Electricity Act, 2003, the existing Regulations are saved, but it does not empower the Electricity Board to amend the Regulations under a repealed Act and therefore, the amendments have

no statutory force and are likely to be declared as *ultra vires* for the reason that

(i) the amendments were not published in the official Gazette as required under law, i.e., Section 79(c) of the Electricity (Supply) Act, 1948; and

(ii) the amendments issued by the 1st respondent company are contrary to Article 16(2) read with Article 16(3) of the Constitution of India.

It is further submitted that the amendments made by the 1st respondent company were not placed/laid before the State Legislature as required under Section 79(c) of the Electricity (Supply) Act, 1948 and therefore, the said amendments can be treated as only the executive instructions and they cannot amend the statutory regulations issued by the erstwhile APSEB and they have no statutory force. In support of this contention, he placed reliance upon the judgments of the Hon'ble Supreme Court in the cases of **Harla Vs. The State of Rajasthan**[5], **B.K.Srinivasan and**

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[5] AIR 1951 SC 467

others Vs. State of Karnataka and others[6], **State of Maharashtra Vs. Mayer Hans George**[7] and **Municipal Corporation of Greater Mumbai vs. Anil Shantaram Khoje and others**[8]. He further referred to Article 16(2) of the Constitution of India which specifically prohibits discrimination based on residence and relied upon the judgment of the Hon'ble Supreme Court in the case of **Radhey Shyam Singh and others Vs. Union of India and others**[9]. Regulation 22-B is admittedly amended *vide* S.P.O.O.(COM-HRD) Ms.No.M1, dt.26.09.2019 and it is noticed therefrom, that these amendments are purportedly made in exercise of the powers conferred under Section 79(c) and (k) of the Electricity (Supply) Act, 1948 and Amendment-I thereunder refers to direct recruitment to the cadres mentioned therein and the discoms/circles under unit of appointment shall be as mentioned therein and for the post of Junior Lineman, the unit of appointment is Operation Circle/District and Note (i) thereunder refers to 95% of the posts for which, preference shall be given to Discom candidates/District candidates, as the case may be, and Note (ii) specifies the districts

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[6] (1987) 1 SCC 658
[7] AIR 1965 SC 722
[8] (2016) 15 SCC 726
[9] (1997) 1 SCC 60 = AIR 1997 SC 1610

falling within the Discom and Amendment-II gives the meanings of 'District Candidate' and 'Discom Candidate'.

27. **Arguments of the learned Standing Counsel for the respondents on issue No.2:**

Learned Standing Counsel for the respondents, however, submitted that the Electricity (Supply) Act of 1948 is a Central Act under which the Electricity Board was constituted under Section 5 of the said Act. It is submitted that Section 79 of the said Act empowered the Andhra Pradesh State Electricity Board by Notification in the Official Gazette to make regulations not inconsistent with the Act and the rule made thereunder to provide for all or any of the matters, namely, (c) the duties of officers and other employees of the Board and their salaries, allowances and other conditions of service. He submitted that subsequently, the A.P. Electricity Reforms Act, 1998 was passed which provided that subject to Sub-Sections (1) and (2) of Section 56 of the said Act, upon the establishment of the Commission the provisions of the Indian Electricity Act, 1910 and the Electricity (Supply) Act, 1948 shall, in so far as the State is concerned, be read subject to the modifications and reservations provided thereunder. It is submitted that

under the Electricity (Supply) Act, 1948, in respect of the matters provided in Sections 5 to 18, 19, 20, 23 to 27, 37, 40 to 45, 46 to 54, 56 to 69, 72 and 75 to 83 of the Electricity (Supply) Act, 1948, to the extent this Act has made specific provisions, the provisions of the Electricity (Supply) Act, 1948 shall not apply in the State. Therefore, according to him, the provisions of Section 79 of the Electricity (Supply) Act, 1948 are preserved under the A.P. Electricity Reform Act, 1998. It is submitted that even though Section 185 of the Electricity Act, 2003 repealed the Indian Electricity Act, 1910, the Electricity (Supply) Act, 1948 and the Electricity Regulatory Commissions Act, 1998, Sub-Section (3) of Section 185 of the Electricity Act, 2003 is saving the provisions and the provisions of the enactments specified in the Schedule, not inconsistent with the provisions of the Electricity Act, 2003, shall apply to the States in which such enactments are applicable. He also referred to the Andhra Pradesh State Electricity Board Service Regulations and para 6 thereof which permitted the Board to adopt its own classification of service, re-arrange grades, refix responsibilities and prescribe minimum educational, technical and other qualifications as may be considered suitable for making selection and appointments to

posts in each class of service. It is submitted that it is under these rules and regulations that the TSSPDCL has drawn the power to frame service regulations and also make amendments thereto. Thus, according to him, the earlier regulations are not necessary to be followed in view of the amendments and power of the respondents to amend the regulations is traceable to statute. He thus prayed for dismissal of the Writ Petitions on this ground as well.

28. Having regard to the rival contentions and the material on record and for ready reference, the relevant provisions of the Electricity (Supply) Act, 1948 are reproduced hereunder:

> *"**79. Power to make regulations:-** The Board may by notification in the official gazette make regulations not inconsistent with this Act and the rule made thereunder to provide for all or any of the following matters, namely:—*
>
> *(a) ....*
>
> *(b) ....*
>
> *(c) the duties of officers and other employees of the Board and their salaries, allowances and other conditions of service;*
>
> *(d) ....*
>
> *(e) ....*

(f) ....

(g) ....

(h) ....

(i) ....

(j) ....

(k) any other matter arising out of the Board's functions under this Act for which it is necessary or expedient to make regulations:

Provided that regulations under clauses (a), (d) and (jj) shall be made only with previous approval of the State Government and regulations under clauses (h) and (i) shall be made with the concurrence of the Authority."

"79-A. Laying of notification before the State Legislature:— Every notification issued under Section 55 by the State government under Section 78 and every regulation made by the Board under Section 79, shall be laid, as soon as may be, before the State Legislature."

The A.P. Electricity Reform Act, 1998:

"56. Effect of the Act on the Indian Electricity Act, 1910 and the Electricity (Supply) Act, 1948:—

(1) ....

(2) ....

(3) Subject to sub-sections (1) and (2) of this section upon the establishment of the Commission the provisions of the Indian Electricity Act, 1910 and the Electricity (Supply) Act, 1948 shall in so far as the State is concerned, shall be read subject to the following modifications and reservations.

INDIAN ELECTRICITY ACT, 1910

(i) ....

(ii) ....

(iii) ....

(iv) ....

ELECTRICITY (SUPPLY) ACT, 1948

(v) ....

(vi) In respect of matters provided in Sections 5 to 18, 19, 20, 23 to 27, 37, 40 to 45, 46 to 54, 56 to 69, 72 and 75 to 83 of the Electricity (Supply) Act, 1948, to the extent this Act has made specific provisions, the provisions of the Electricity (Supply) Act, 1948 shall not apply in the State."

The Electricity Act, 2003:

*"**185. Repeal and saving.**— (1) Save as otherwise provided in this Act, the Indian Electricity Act, 1910 (9 of 1910), the Electricity*

(Supply) Act, 1948 (54 of 1948) and the Electricity Regulatory Commissions Act, 1998 (14 of 1998) are hereby repealed.

(2) ....

(a) ....

(b) ....

(c) ....

(d) ....

(e) ....

(3) The provisions of the enactments specified in the Schedule, not inconsistent with the provisions of this Act, shall apply to the States in which such enactments are applicable."

Andhra Pradesh State Electricity Board Service Regulations:

"6. The Board may adopt its own classification of service, re-arrange grade, refix responsibilities and prescribe minimum educational, technical and other qualifications as may be considered suitable for making selection and appointments to posts in each class of service."

29. However, as rightly pointed out by the learned counsel for the petitioners, it is noticed that the impugned amendment is made in exercise of the powers conferred under Section 79(c) and (k) of the

Electricity (Supply) Act, 1948. It is noticed that the Electricity (Supply) Act, 1948 has been repealed by the Electricity Act, 2003 and Section 185 of the Electricity Act, 2003 is the saving clause under which all the amendments to such Regulations made prior to the amendments are saved. Subsequent thereto, if the amendments were to be made, they were to be made only under Section 185(2) of the Electricity Act, 2003 as is done by the respondent authorities while issuing the amendments to Regulation 22 of the APSEB Service Regulations Part-II and Regulation 2 of APSEB Regulations Part-III *vide* T.G.O.O. No.202/CGM(HR)/2015 dated 27.08.2015 and also amendment to Regulation 22 of APSEB Service Regulations Part-II as adopted by TSTRANSCO *vide* TOO (CGM-HRD-Per) Ms.No.174 dt.09.09.2015. Further, as rightly pointed out by the learned counsel for the petitioners, S.P.O.O.(CHM-HRD) Ms.No.M1, dt.26.09.2019 cannot become a regulation unless and until it is approved by the government and it is published in the Official Gazette. It is not the case of the respondents that such publication is not necessary. Further, it is noticed that the Notification under challenge is dated 28.09.2019 and the S.P.O.O.(CHM-HRD) Ms.No.M1, dt.26.09.2019 is issued just two days

prior to the Notification. Therefore, it cannot be expected that the candidates would be aware of the said S.P.O.O.(CHM-HRD) Ms.No.M1 dt.26.09.2019 without it being published in the Official Gazette. For this reason also, the amended Regulations applying the reservation of 95% of the posts to the local candidates of respective Discom and District, as the case may be, cannot be considered as statutory amendment.

30. Further, the earlier amendments after the repeal of the Electricity (Supply) Act, 1948 by the Electricity Act, 2003 are all in respect of Operation and Maintenance Service and were in respect of Junior Plant Attendants, Dozer Operators, Junior Lab Assistants and its equivalent and below cadres. The Hon'ble Division Bench in the case of **P.Divya and others Vs. M.D., APPGCL, Hyderabad and others** (4 supra) has also brought out the history of the rules and regulations and has observed that by Memo dt.23.10.1994, the erstwhile Board approved the re-designation of the post of helper in the O&M/Construction Establishment and thereby, in Operation Circles/TLC/Construction Circles, the post of Helper was re-designated as Junior Lineman while in Generation Stations/Projects, the post of Helper was re-designated as

Junior Plant Attendant and also that *vide* letter dt.24.04.2007, the Principal Secretary to Government, Public Enterprises (III) Department, Government of Andhra Pradesh addressed to APGENCO had stated that the 'spirit of the Presidential Order' could be observed while making direct recruitment in the local cadre appointments to officers under the public sector undertakings and thereupon, the APGENCO issued G.O.O.No.186/CGM(A)/2007 dt.05.07.2007 stating that after duly examining the matter at the Board level and upon careful consideration, the APGENCO had decided to implement the 'spirit of the Presidential Order' while making direct recruitment in the local cadre appointments in APGENCO and in the Operation and Maintenance Department of the APGENCO, amongst various other posts, the post of Junior Plant Attendant was also mentioned stating that it should be treated as a district cadre post and the level of operation should be at the station level. This letter has been approved by the Government and it was on the strength of these communications that the APGENCO issued G.O.O.No.186 dt.05.07.2007 and subsequently G.O.O.No.276/JS(Per)/ 2008 dt.02.09.2008. Thus, it is noticed that whenever there is an amendment to the Service Regulations, they have been amended by

issuance of G.O. and under Section 5 of the General Clauses Act, 1897, G.Os. are required to be published in the Official Gazette in order to attain statutory authority. For this proposition, this Court draws the support from the judgments of the Hon'ble Supreme Court in the cases of **Harla Vs. The State of Rajasthan** (5 supra), **B.K.Srinivasan and others Vs. State of Karnataka and others** (6 supra), **Municipal Corporation of Greater Mumbai Vs. Anil Shantaram Khoje and others** (8 supra) and **Jitender Singh Rangta and others Vs. State of Himachal Pradesh and others**[10]. The relevant paras are reproduced hereunder for ready reference:

Harla Vs. The State of Rajasthan (5 supra):

"6. The only other fact of consequence is that on 19-5-1938 S.I. Jaipur opium Act, was amended by the addition of sub-s. (c) which ran as follows:

"(c) It shall come into force from 1-9-1924."

The offence for which the appellant was convicted took place on 8-10-1948.

....

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[10] 2020 3 ShimLC 1720 : 2020 0 Supreme(HP) 865

8. We do not know what laws were operative in Jaipur regarding the coming into force of an enactment in that State. We were not shown any, nor was our attention drawn to any custom which could be said to govern the matter. In the absence of any special law or custom, we are of opinion that it would be against the principles of natural justice to permit the subjects of a State to be punished or penalised by laws of which they had no knowledge and of which they could not even with the exercise of reasonable diligence have acquired any knowledge. Natural justice requires that before the law can become operative it must be promulgated or published. It must be broadcast in some recognisable way so that all men may know what it is; or at the very least, there must be some special rule or regulation or customary channel by or through which such knowledge can be acquired with the exercise of due and reasonable diligence. The thought that a decision reached in the secret recesses of a chamber to which the public have no access and to which even their accredited representatives have no access and of which they can normally know nothing, can nevertheless affect their lives, liberty and property by the mere passing of a Resolution without anything more is abhorrent to civilised man. It shocks his conscience. In the absence therefore of any law, rule, regulation or custom, we hold that a law cannot come into being in this way. Promulgation or publication of some reasonable sort is essential."

B.K.Srinivasan and others Vs. State of Karnataka and others (6 supra):

"15. There can be no doubt about the proposition that where a law, whether parliamentary or subordinate, demands compliance, those that are governed must be notified directly and reliably of the law and all changes and additions made to it by various processes.

Whether law is viewed from the standpoint of the "conscientious good man" seeking to abide by the law or from the standpoint of Justice Holmes's "unconscientious bad man" seeking to avoid the law, law must be known, that is to say, it must be so made that it can be known. We know that delegated or subordinate legislation is all-pervasive and that there is hardly any field of activity where governance by delegated or subordinate legislative powers is not as important if not more important, than governance by parliamentary legislation. But unlike parliamentary legislation which is publicly made, delegated or subordinate legislation is often made unobtrusively in the chambers of a Minister, a Secretary to the Government or other official dignitary. It is, therefore, necessary that subordinate legislation, in order to take effect must be published or promulgated in some suitable manner, whether such publication or promulgation is prescribed by the parent statute or not. It will then take effect from the date of such publication or promulgation. Where the parent statute prescribes the mode of publication or promulgation that mode must be followed. Where the parent statute is silent, but the subordinate legislation itself prescribes the manner of publication, such a mode of publication may be sufficient, if reasonable. If the subordinate legislation does not prescribe the mode of publication or if the subordinate legislation prescribes a plainly unreasonable mode of publication, it will take effect only when it is published through the customarily recognised official channel, namely, the Official Gazette or some other reasonable mode of publication. There may be subordinate legislation which is concerned with a few individuals or is confined to small local areas. In such cases publication or promulgation by other means may be sufficient [Narayana Reddy v. State of A.P., (1969) 1 Andh WR 77]."

Municipal Corporation of Greater Mumbai Vs. Anil Shantaram Khoje and others (8 supra):

"13. It is relevant for us to mention Section 23 of the Bombay General Clauses Act, 1904, which provides thus:

> *"**23. Publication of orders and notifications in the Official Gazette to be deemed to be due publication.**—Where, in any Bombay Act (or Maharashtra Act), or in any rule passed under any such Act, it is directed that any order, notification or other matter shall be notified or published, then such notification or publication shall, unless the enactment or rule otherwise provides, be deemed to be duly made if it is published in the Official Gazette."*

14. We are immediately reminded of the observations made in Babu Verghese v. Bar Council of Kerala [Babu Verghese v. Bar Council of Kerala, (1999) 3 SCC 422 : (1999) 1 SCR 1121] , when this Court was called upon to consider a case under the Advocates Act. While doing so, we applied the principles earlier enunciated in Taylor v. Taylor [Taylor v. Taylor, (1875) LR 1 Ch D 426] and in Nazir Ahmad v. King Emperor [Nazir Ahmad v. King Emperor, (1935-36) 63 IA 372 : (1936) 44 LW 583 : AIR 1936 PC 253 (2)] . The Court observed as follows: (Babu Verghese case [Babu Verghese v. Bar Council of Kerala, (1999) 3 SCC 422 : (1999) 1 SCR 1121] , SCC p. 432, para 31)

> *"31. It is the basic principle of law long settled that if the manner of doing a particular act is prescribed under any statute, the act must be done in that manner or not at all."*

15. In this conspectus we find ourselves unable to accept the position favoured by the High Court in the impugned judgment [Anil Shantaram Khoje v. Municipal Corpn. of Greater Mumbai, (2010) 2 Bom CR 123 . The extant Rules would become operative only from the date of its promulgation by publication in the Official Gazette i.e. on 28-4-2011. Promotions made prior to 28-4-2011 under the extant Rules promoting Shri Anil Shantaram Khoje (contesting Respondent 1), Shri B.P. Kolekar (contesting Respondent 5) and Shri P.J. Patil to the post of Deputy Municipal Commissioner could not have been effected in the absence of publication of the extant Rules in the Official Gazette. We note that Shri Anil Shantaram Khoje and Shri B.P. Kolekar have already retired from the post of Deputy Municipal Commissioner while Shri P.J. Patil who was promoted on 5-7-2010 to the post of Deputy Municipal Commissioner, is still holding the post. Being mindful of the fact that their promotion and retiral and other consequential benefits would be adversely impacted by our judgment, we direct that the promotion effected prior to 28-4-2011 and consequential retiral and other benefits should not be altered to their detriment."

31. In view of the same, the amendments made to Regulation 22-B in Part-II of APSEB Service Regulations by virtue of S.P.O.O.(CGM-HRD) Ms.No.M1 dt.26.09.2019 cannot be held to have statutory force.

32. Further, the Division Bench of this Court in the case of **Government of A.P. and others Vs. P.Vema Reddy and others** (3 supra), while considering the amendments made to the A.P. School

Education Teachers and other Employees (Abolition of Existing Service Cadres and Regulation of Recruitment and Conditions of Service) Act, 2005 and the Legislative competence to do so, has held that the Government has no power to organise local cadres on its own except on an order of the President and also organisation of local cadres by the State on its own amounts to prescription of residence in a part of State as a qualification for public employment which is violative of Article 16(2) of the Constitution of India and therefore *ultra vires* the Presidential Order.

33. Another Bench of this Court in the case of **Dr. N. Ram Gopal Vs. Executive Officer, Tirumala Tirupati Devasthanam, Tirupathi and others** (2 supra) has also held that Tirupathi Tirumala Devasthanam (TTD) being a juristic entity and being distinct from State or 'local authority', the posts in TTD are not civil posts under local authority and therefore, the Presidential Order cannot be extended to employees of TTD under Article 371D of the Constitution of India. Similar observation was made in the case of **Ch.Raji Reddy and others Vs. APSRTC and another** (1 supra).

34. Further, the Hon'ble Supreme Court in the case of **Radhey Shyam Singh and others Vs. Union of India and others** (9 supra) has held that in a recruitment, selection being made zone-wise is in violation of Articles 14 and 16 of the Constitution of India. For the sake of ready reference, the relevant paragraphs are reproduced hereunder:

> *"8. It is needless to emphasis that the purpose and object behind holding a recruitment examination is to select suitable and best candidates out of the lot and such an object can only be achieved by making a common select list of the successful candidates belonging to all the zones. On the other hand if zone-wise selection is made then various candidates who appeared in some of the zones and secured more marks than those who are selected from other zones would be deprived of their selection resulting into great injustice and consequent discrimination. Thus there can be said to exist no nexus between the aforesaid process of zone-wise selection and the object to be achieved, that is, the selection of the best candidates. That being so the process of selection as envisaged in paragraph 16 of the advertisement in question and reproduced in the earlier part of this judgment would lead to discriminatory results because by adopting the said process of zone-wise selection would result in the devaluation of merit at the selection examination by selecting a candidate having lesser marks over the meritorious candidate who has secured more marks and consequently the rule of equal chance for equal marks would be violated. Such a process would not only be against the principles enunciated in Article 14 and 16 of the Constitution but it would also result in heart burning and frustration amongst the young*

men of the country. The rule of equality of opportunity for every individual in the country is an inalienable part of our constitutional guarantee and that being so a candidate who secures more marks than another is definitely entitled to get preference for the job as the merit must be the test when selecting a candidate for recruitment for the posts which are advertised. In the present case admittedly the process of selection as envisaged in paragraph 16 of the advertisement in question is violative of Article 14 and 16 of the Constitution of India as it has been demonstrated from the marks list of the appellants placed before us at the Bar during the course of arguments that they had secured more marks than those secured by some of the selected candidates.

9. In the case of Rajendran Vs. State of Madras & Ors. (1968(2) SCR 786) this Court had struck down the districtwise distribution of seats for the medical admission as providing for unitwise allocation was held to be violative of Article 14 and 16 of the Constitution on the ground that it might result in candidates of inferior calibre being selected in one district and those of superior calibre not being selected in another district. Similarly in the case of Peeriakaruppan Vs State of Tamil Nadu & Ors. (1971 (2) SCR 430) unit-wise allocation of seats was also held to be void and was struck down as discriminatory. Again in the case of Nidamarti Mahesh Kumar Vs. State of Maharashtra & Ors. (1986 (2) SCC 534) region-wise scheme adopted by the State Government was held to be void and struck down by this Court by holding that it would result in denial of equal opportunity and was thus violative of Article 14 of the Constitution. The ratio of these decisions of this Court is fully attracted to the facts of the present case in which the process of selection on the zonal basis will also result in denial of equal

opportunity and would be violative of Article 14 and we hold accordingly.

10. The argument advanced by the learned counsel for the respondents that this process of zone-wise selection is in vogue since 1975 and has stood the test of time can not be accepted for the simple reason that it was never challenged by anybody and was not subjected to judicial scrutiny at all. If on judicial scrutiny it cannot stand the test of reasonableness and constitutionality it cannot be allowed to continue and has to be struck down. But we make it clear that this judgment will have prospective application and whatever selections and appointments have so far been made in accordance with the impugned process of selection shall not be disturbed on the basis of this judgment. But in future no such selection shall be made on the zonal basis. If the Government is keen to make zone-wise selection after allocating some posts for each zone it may make such scheme or rules or adopt such process of selection which may not clash with the provisions contained in Article 14 and 16 of the Constitution of India having regard to the guidelines laid down by this Court from time to time in various pronouncements. In the facts and circumstances of the case we make no order as to costs. The appeals and writ petitions are allowed as indicated above."

35. In view of the above, it is clear that the respondents could not have reserved 95% of the posts to local candidates without applying the Presidential Order. Admittedly, the Presidential Order is not applicable to the posts and the respondents are also admitting that they are not applying the Presidential Order to these posts. Therefore, the

respondents also cannot apply the 'spirit of the Presidential Order' to the appointments to be made to these posts. In view of the same, Regulation 22-B in Part-II of the APSEB Service Regulations as amended under S.P.O.O.(CGM-HRD) Ms.No.M1 dt.26.09.2019 is held to be not amended in accordance with law and hence has no statutory force and hence the respondents are directed to make appointments without providing any local/district level reservation.

36. The learned Standing Counsel for the respondents has placed reliance upon the judgment of the Full Bench of this Court in the case of **Mallesh Korukoru and others Vs. State of Telangana rep. by its Principal Secretary and others**[11] for the proposition that administrative action of the State should not be interfered with by the Courts. He relied on the conclusions of the Court at Para 81 as under:

> *"**81.** From the above precedential case law on all the four aspects it is, thus, safe to conclude that:*
>
> *a) It is permissible for the employer to formulate a scheme to appoint the services of temporary employees whose appointment was irregular, but not illegal, and who have*

[11] 2020 SCC OnLine TS 1073

been continuously working for more than ten years without the intervention of the Courts;

b) *In the process of direct recruitment, it is open to the employer to permit temporary employees, and not governed by the directions in paragraph 53 of Umadevi, to compete in regular recruitment, (i) by relaxing age restriction; and (ii) by assigning weightage to such service;*

c) *It is for the employer to prescribe procedure of selection for direct recruitment to public employment;*

d) *While prescribing procedure of selection, it is permissible for the employer to apportion marks for temporary service. (seniority for waiting for employment after acquiring education/professional and technical qualifications, age, etc.).*

e) *The scope of judicial review in matters of prescribing qualifications, procedure of selection, and method of selection is very limited. The Writ Court cannot act as Court of appeal, and cannot determine what qualifications can be prescribed to hold a post; it cannot prescribe the procedure of selection to make regular recruitment. Only when there is patent illegality in the selection procedure/process would the writ Court interfere.*"

In respect of these issues, the Full Bench has held that it is for the employer to prescribe the qualifications required to hold a post and it is equally for the employer to prescribe the procedure for selection and to

recruit eligible and suitable persons for a post. Therefore, according to him, the Court should not interfere with the selection process adopted by the respondents in these cases.

37. Learned counsel appearing for the petitioners in W.P.No.17324, 17377, 17478, 17520, 17790 and 17817 of 2020 has placed reliance upon the judgments of the Hon'ble Supreme Court in the cases of **Union of India and another Vs. International Trading Co. and another**[12] and **Kumari Shrilekha Vidyarthi and others Vs. State of U.P. and others**[13] in support of his contention that the basic requirement of Article 14 of the Constitution is fairness in action by the State, and non-arbitrariness in essence and the substance is the heartbeat of fair play. It is submitted that actions are amenable, in the panorama of judicial review only to the extent that the State must act validly for a discernible reason, not whimsically for any ulterior purpose. He submitted that the scope of judicial review may vary with reference to the type of matter involved, but the fact that the action is reviewable, irrespective of the sphere in which it is exercised, cannot be doubted. He thus submitted

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[12] (2003) 5 SCC 437
[13] (1991) 1 SCC 212

that the order of the respondents being arbitrary is amenable to judicial review.

38. Having regard to the above contentions, this Court finds that the Hon'ble Supreme Court while defining the scope and ambit of judicial review has held that every administrative action may not be amenable to judicial review, but the facts and circumstances of the case would determine whether judicial review is permissible or otherwise. In these cases before this Court, the respondents have applied the 'spirit of the Presidential Order' to the posts which are not civil in nature and therefore, the action of the respondents cannot be said to be fair and reasonable and therefore, judicial review is permissible in these cases. Further, this Court is not dealing with the qualifications or the procedure adopted by the respondents in making the appointments.

39. As regards a query from the Bench as regards the appointments already made pursuant to Notification No.01/2019, the learned counsel for the respondents submitted that though 2,500 vacancies were advertised under the said Notification, all the vacancies could not be

filled up for want of eligible candidates and in respect of eligible candidates, appointments have already been made.

40. It was also brought to the notice of this Court that during the pendency of these Writ Petitions, the respondents are also going to issue a fresh Notification for recruitment of Junior Linemen in 2023 including the vacancies which were not filled up pursuant to 2019 Notification. Therefore, *vide* orders dt.17.04.2023 in W.P.No.25110 of 2022 and batch, this Court had directed the respondents to reserve the number of posts equivalent to number of petitioners in these Writ Petitions for the purpose of appointments of the petitioners herein in case they succeed in the Writ Petitions before issuing the subsequent Notification. The learned Senior Counsel appearing for the petitioners also submitted that though the petitioners are challenging the application of the Presidential Order and the amendments of the Regulations subsequently making the reservation, he submitted that the petitioners are not seeking setting aside of the appointments already made but are only seeking consideration of their cases for appointment as Junior Lineman without reference to their local area in the left over vacancies.

41. In view of the above and as some of the appointments were already made in the year 2019 and the successful candidates were not made parties to these Writ Petitions, this Court is not inclined to set aside the appointments of all the persons appointed pursuant to the Notification of 2019. However, in the vacancies that are left over and as directed by this Court, which were reserved for the successful candidates in these Writ Petitions, the respondents are directed to consider the cases of the writ petitioners for appointment as Junior Linemen on the basis of their merit and rule of social reservation subject to their qualifying in the pole climbing test irrespective of their local area. In respect of such candidates, for whom pole climbing test was not conducted, the respondents may now conduct the test within a period of one month from the date of receipt of a copy of this order and if they succeed, the r cases also may be considered for appointment.

42. **W.P.No.25062 of 2022**

W.P.No.25062 of 2022 has been filed challenging the Notification No.03/2022 dt.09.05.2022 issued for direct recruitment of 1000 vacancies of Junior Linemen in TSSPDCL. It is submitted that the said

Notification has been cancelled by the TSSPDCL *vide* letter No.79-A1/2021 dt.25.08.2022. Therefore, this Writ Petition has become infructuous and it is accordingly dismissed.

W.P.Nos.17428, 17790, 17817, 18048, 18201, 18296, 18730, 19079, 21073 and 21557 of 2020

43. In view of the above decision of this Court in W.P.Nos.15597, 15864, 15888, 16598, 16682, 16775, 16781, 16883, 17324, 17377, 17409, 17478, 17520, 17604, 18051, 18104, 18452, 23048 of 2020 and 25062 of 2022, these Writ Petitions, i.e., W.P.Nos.17428, 17790, 17817, 18048, 18201, 18296, 18730, 19079, 21073 and 21557 of 2020 are also disposed of directing the respondents to apply the above decision in W.P.No.15597 of 2020 and batch and consider the cases of the petitioners herein accordingly.

Casewise discussion:

44. **W.P.No.15597 of 2020**

Learned counsel for the petitioner submitted that the petitioner could not furnish Classes 1 to 3 study certificates and that his place of study falls within Jogulamba Gadwal District and when he obtained the certificates and tried to produce the same, the same was not accepted by

the respondent company and that the respondent company also treated the petitioner as non-local of Jogulamba Gadwal District and did not permit him to Pole Climbing Test. It is submitted that subsequently, pursuant to the interim direction of this Court dt.21.09.2020, the petitioner has been allowed to participate in the Pole Climbing Test, but the results were not announced. According to the petitioner, he was qualified in the Pole Climbing Test and since he has study certificates of Classes 1 to 3 and studied at Jogulamba Gadwal District, he should be considered for the Junior Lineman Post notified in Notification No.01 of 2019.

45. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of local candidates to the posts of Junior Linemen. Therefore, the respondents are directed to consider the certificates produced by the petitioner with regard to Classes 1 to 3 and after verification of the same, if the petitioner is found to be eligible, he shall be considered for the Junior Lineman post irrespective of the contention of the learned counsel for the respondents that the post is filled up by the next candidate and that there is no vacancy, as at the time of hearing on

14.02.2023 and 17.04.2023 in W.P.No.25110 of 2022 and batch, the learned counsel for the respondents submitted that there are sufficient vacancies which remained unfilled in the Notification of 2019 and sufficient number of posts were directed to be reserved by this Court. Therefore, the petitioner herein shall be considered against the vacancy in Notification of 2019 in the order of his merit. With these directions, W.P.No.15597 of 2020 is disposed of.

46. **W.P.No.15864 of 2020**

The case of the petitioner herein is that he was not considered for further selection process only on the ground that while filling up the application, he had stated that he had studied in Ranga Reddy District, whereas as per new Presidential Order, his place of study fell within Medchal-Malkajgiri District. Therefore, he was held to be eligible to be considered under 5% quota vacancies in Ranga Reddy District and since he was not within zone of selection under 5% quota, he was not considered.

47. *Vide* order dt.17.09.2020, this Court had directed the respondents to conduct Pole Climbing Test to the petitioner and according to the

petitioner, he was successful in the Pole Climbing Test which was conducted on 30.09.2020 pursuant to the interim directions of this Court. It is submitted that there are 5 vacancies in BC-E category in Notification No.01 of 2019 and therefore, the petitioner should be considered in the order of merit.

48. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservations to the local candidates to the posts of Junior Linemen. Therefore, the respondents are directed to consider the case of the petitioner herein against the vacancies available in BC-E category in Notification No.01 of 2019 in the order of his merit. W.P.No.15864 of 2020 is accordingly disposed of.

49. **W.P.No.15888 of 2020**

The petitioner herein applied for the post under 95% quota in Ranga Reddy District, but at the time of certificates verification, it was found that the petitioner studied Classes 2 to 10 in Medchal Malkajgiri District which was in the earlier Ranga Reddy District. The respondent company considered his case under 5% quota vacancy in Ranga Reddy

District as non-local on the ground that he is not within the zone of selection and he was not permitted to participate in the Pole Climbing Test.

50. *Vide* order dt.17.09.2020, this Court had directed the respondents to conduct Pole Climbing Test to the petitioner and according to the petitioner, he has participated and has been successful in the Pole Climbing Test.

51. Learned counsel for the respondents submitted that the petitioner belongs to BC-B community and BC-B vacancy in Ranga Reddy District under 95% quota is now notified as carry forward vacancy in JLM 2023 Notification.

52. Since the said vacancy has not been filled up in the Notification No.01 of 2019, this Court directs the respondents to consider the petitioner against the vacancy in BC-B category under Notification No.01 of 2019 in the order of his merit. W.P.No.15888 of 2020 is accordingly disposed of.

53. **W.P.No.16598 of 2020**

The petitioners herein were not allowed to participate in the Pole Climbing Test on the ground that they have not submitted study certificates of a particular District.

54. By virtue of interim order of this Court dt.25.09.2020, the petitioners were permitted to participate in the Pole Climbing Test on 30.09.2020.

55. Learned counsel for the respondents submitted that petitioner Nos.1 and 3 failed in the Pole Climbing Test and therefore, they are not eligible for consideration. As regards petitioner No.2, it is submitted that he has not submitted study certificates on the date of Pole Climbing Test/certificate verification and in respect of petitioner No.4, the remarks of the Selection Committee are that he does not belong to Ranga Reddy District and he has not furnished BC community certificate.

56. *Vide* orders dt.28.06.2023, on the submission made by the learned counsel for the petitioners that petitioner Nos.1 and 3 failed in the Pole

Climbing Test, this Court closed this Writ Petition i.e., W.P.No.16598 of 2020 as infructuous as against them, while holding that the Writ Petition survives in respect of petitioner Nos.2 and 4 only.

57. The contention of petitioner Nos.2 and 4 was that their certificates were verified, but petitioner No.2 was held to be belonging to Medchal-Malkajgiri District and not old Ranga Reddy District and in respect of petitioner No.4, he claimed to be belonging to Mahabubnagar District.

58. Since petitioner Nos.2 and 4 have succeeded in Pole Climbing Test and also claimed to be possessing necessary certificates, in view of the finding of this Court that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen, this Court directs the respondents to consider the certificates submitted by petitioner Nos.2 and 4 and if they are otherwise eligible, their case shall be considered in the vacancies of Notification No.01.2019 dt.28.09.2019 which have been carried forward but reserved in the Notification of 2023 by virtue of the interim orders of this Court dt.14.02.2023 and 17.04.2023 in W.P.No.25110 of 2022 and batch, in the order of their

merit. W.P.No.16598 of 2020 is accordingly disposed of in respect of petitioner Nos.2 and 4.

59. W.P.No.16682 of 2020

In this Writ Petition, all the three petitioners were not permitted to appear for the Pole Climbing Test on the ground that they do not belong to local cadre as per their study certificates. By virtue of the interim order granted by this Court dt.28.09.2020, the petitioners were permitted to the Pole Climbing Test conducted on 30.09.2020, but petitioner No.3 failed in the Test and therefore, he is not eligible for consideration.

60. As regards petitioner Nos.1 and 2, both belong to SC category and learned counsel for the respondents submitted that SC vacancy in Mahabubnagar District under 95% quota is now notified as carry forward vacancy in JLM 2023 Notification. By virtue of the interim order of this Court dt.17.04.2023, the unfilled posts of JLM notified in Notification No.01/2019 dt.28.09.2019 were directed to be reserved. The respondents are directed to consider petitioner Nos.1 and 2 herein in the vacancies reserved in 2019 Notification in the order of their merit. W.P.No.16682 of 2020 is accordingly disposed of in respect of

petitioner Nos.1 and 2 and it is dismissed in respect of petitioner No.3. No order as to costs.

61. W.P.No.16775 of 2020

The petitioner herein claimed under 95% quota of Nalgonda Circle, whereas he was found to be belonging to new District Suryapet. As per the interim order of this court dt.29.09.2020, the petitioner was permitted to participate in the Pole Climbing Test and he was successful in the Test. However, according to the learned counsel for the respondents, there are no vacancies in ST category in Nalgonda District. In view of the finding of this Court that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to the local candidates to the posts of Junior Linemen, the petitioner is eligible to be considered and the respondents are directed to consider the case of the petitioner herein against the unfilled vacancies of JLM in 2019 Notification in the order of his merit. W.P.No.16775 of 2020 is accordingly disposed of. No order as to costs.

62. W.P.No.16781 of 2020

The petitioners herein have applied under 95% quota of Mahabubnagar Circle, whereas, petitioner Nos.1, 2 and 4 were found to have studied in Ranga Reddy District and petitioner No.3 studied Classes 1 to 7 in Ranga Reddy District, but did not submit his SSC original certificate. Petitioner Nos.1, 2 and 3 belong to BC-A community and petitioner No.4 belongs to SC community.

63. Learned counsel for the respondents submitted that all the BC-A vacancies in Mahabubnagar District are filled up and SC vacancy in Mahabubnagar under 95% quota is now notified as carry forward vacancy in JLM 2023 Notification.

64. Since the petitioners have been found successful in the Pole Climbing Test and in view of the finding of this Court that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen, the respondents are directed to consider the cases of petitioner Nos.1 to 4 against the unfilled vacancies of 2019 carried forward in JLM 2023 Notification in the order of their merit.

Petitioner No.4 shall however, be considered for appointment only if he furnishes the original copy of his SCC certificate. W.P.No.16781 of 2020 is accordingly disposed of. No order as to costs.

65. **W.P.No.16883 of 2020**

The petitioner herein had applied for Mahabubnagar Circle under 95% quota, but on the ground that he had studied Classes I to 7 in Narayanpet District (which fell in old Mahabubnagar District), he was held to be not eligible for consideration under Mahabubnagar Circle.

66. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Therefore, if the petitioner has not been permitted to the Pole Climbing Test, he shall now be permitted to appear to the Pole Climbing Test and if he is found successful therein, then he shall be considered against the vacancy available in ST category which was available under Mahabubnagar District now notified as carry forward vacancy in JLM 2023 Notification, in the order of his merit. W.P.No.16883 of 2020 is accordingly disposed of. No order as to costs.

67. **W.P.Nos.17324 and 17377 of 2020**

The petitioner in W.P.No.17324 of 2020 had applied for 95% quota for Mahabubnagar District, whereas he was found to have studied in new Rar.ga Reddy District, which was within old Mahabubnagar District. Sir.ce he was not within zone of selection under 5% quota vacancy in Mahabubnagar District, he was not considered. By virtue of interim orde: dt.05.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that there are no vacancies in Mahabubnagar District.

68. In the case of W.P.No.17377 of 2020, the petitioner had applied for Narayanpet District under 95% quota, but as per his study certificates, ne studied Classes 1 to 7 in Mahabubnagar District and therefore, he was found to be eligible to be considered under 5% quota in Narayanpet. Since he was not coming within the zone of consideration for selection, he was not permitted. However, by virtue of the interim order dt.05.10.2020, he was permitted to participate in the Pole Climbing Test and he was successful therein. Learned counsel for

the petitioners submitted that there was no vacancy available in Mahabubnagar Distrisct.

69. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioners in these cases have been successful in the Pole Climbing Test, this Court deems it appropriate to direct the respondents to consider the cases of the petitioners against the unfilled vacancies of 2019 Notification available in JLM 2023 Notification against their respective categories in the order of their merit.

70. W.P.No.17377 of 2020 is accordingly disposed of. No order as to costs.

71. Having regard to the fact that the Notification No.03/2022 dt.09.05.2022 issued for direct recruitment of 1000 vacancies of Junior Linemen in TSSPDCL has been cancelled by the TSSPDCL *vide* letter No.79-A1/2021 dt.25.08.2022 and the amended prayer in W.P.No.25062 of 2022 has become infructuous and it is accordingly dismissed, the amended prayer in W.P.No.17324 of 2020 only in respect

of challenge to the Notification No.03 of 2022 dt.09.05.2022 is also dismissed as infructuous. The rest of the prayer in W.P.No.17324 of 2020 is sustained. Accordingly, W.P.No.17324 of 2020 is disposed of. No order as to costs.

72. **W.P.No.17409 of 2020**

In this case, the petitioner had applied for Nalgonda District under 95% quota, whereas he was found to have studied in Yadadri District and the place of his study fell within old Nalgonda District. Since he was not within zone of selection under 5% quota vacancy in Nalgonda District, he was not considered. By virtue of interim order dt.06.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that there are no vacancies in Nalgonda District.

73. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioner herein has been successful in the Pole

Climbing Test, this Court deems it appropriate to direct the respondents to consider the case of the petitioner against the vacancy available in Nalgonda District in BC-E category in JLM 2023 Notification in the order his merit. W.P.No.17409 of 2020 is accordingly disposed of. No order as to costs.

74. W.P.No.17428 of 2020

In this case, the petitioner claims to be belonging to Narayanpet District, i.e., new Narayanpet District carved out from earlier Mahabubnagar District. It is submitted that the petitioner had chosen Narayanpet as his local District though he belongs to Mahabubnagar local District as per his study certificates and as per earlier Presidential Order and the petitioner has chosen Mahabubnagar Circle/District as his preference for 5% open quota posts, but the faulty software provided by the respondents has considered his claim only against 5% open posts making his local District claim as redundant and therefore, the petitioner made a representation on 04.06.2020 to respondents 1 and 2 while enclosing bonafide certificates and requested them to change his local Circle as Narayanpet, but there was no response from respondents 1 and 2. According to the learned counsel for the respondents, the petitioner

had applied against 5% quota and since he was not in the zone of selection under 5% quota vacancies, he was not considered. By virtue of interim order dt.06.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein.

75. In view of the direction of this Court that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen, the respondents are directed to consider the case of the petitioner against the vacancy available in BC-B category in JLM 2023 Notification in the order of his merit. W.P.No.17428 of 2020 is accordingly disposed of. No order as to costs.

76. **W.P.No.17478 of 2020**

In this case, the petitioner had applied for Nalgonda District under 95% quota, whereas he was found to have studied in Yadadri District and the place of his study fell within old Nalgonda District. Since he was not within zone of selection under 5% quota vacancy in Nalgonda District, he was not considered. By virtue of interim order dt.06.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing

Test and he was successful therein. It is submitted by the learned counsel for the respondents that there are no vacancies in Nalgonda District.

77. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioner herein has been successful in the Pole Climbing Test, this Court deems it appropriate to direct the respondents to consider the case of the petitioner against the vacancy available in SC category in JLM 2023 Notification in the order of his merit. W.P.No.17478 of 2020 is accordingly disposed of. No order as to costs.

78. **W.P.No.17520 of 2020**

The petitioner herein had applied for Mahabubnagar District under 95% quota, but on the ground that he had studied Classes 1 to 4 in Vikarabad District, his case was considered against 5% quota in Mahabubnagar District. By virtue of interim order dt.06.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein.

79. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioner was successful in the Pole Climbing Test, he shall be considered against the vacancy available in SC category in 2019 Notification which is available under Mahabubnagar District now notified as carry forward vacancy in JLM 2023 Notification, in the order of his merit. W.P.No.17520 of 2020 is accordingly disposed of. No order as to costs.

80. **W.P.No.17604 of 2020**

The petitioner herein had applied for Mahabubnagar District under 95% quota, but on the ground that he had studied Classes 1 to 4 in Vikarabad District, his case was considered against 5% quota in Mahabubnagar District. By virtue of interim order dt.07.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein.

81. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply

the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioner was successful in the Pole Climbing Test, he shall be considered against the vacancy available in BC-B category which was available under Mahabubnagar District in 2019Notifiscation and now notified as carry forward vacancy in JLM 2023 Notification, in the order of his merit. W.P.No.17604 of 2020 is accordingly disposed of. No order as to costs.

82. **W.P.Nos.17790, 17817, 18048 of 2020**

The petitioner in W.P.No.17790 of 2020 claims to be local of Siddipet and he studied in the erstwhile Karimnagar District, but he had applied for Siddipet Circle under SC category. The respondents have considered him under 5% quota in Siddipet Circle as his place of study falls in new Karimnagar District. By virtue of interim order dt.13.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that the petitioner was not in the zone of selection as he secured less marks than the last candidate selected under 5% quota.

83. In the case of W.P.No.17817 of 2020, petitioner Nos.1, 2, 3 and 5 claim to have studied in Jogulamba Gadwal District, Narayanpet District, Nagarkurnool District and Wanaparthy District respectively, which Districts fall in erstwhile Mahabubnagar District; Petitioner No.4 claims to have studied in Nalgonda District and his candidature falls under Nalgonda Circle; and according to petitioner No.6, he studied in Siddipet District which falls under erstwhile Karimnagar District. They all applied for 95% quota posts against their respective Districts, but the respondents have considered their cases under 5% quota. By virtue of interim order dt.08.10.2020 of this Court, the petitioners were permitted to appear for Pole Climbing Test and they were successful therein. It is submitted by the learned counsel for the respondents that the petitioners were not in the zone of selection under 5% quota vacancies in the Districts/Circles to which they applied.

84. The petitioner in W.P.No.18048 of 2020 had applied for Suryapet District under 95% quota, but as per his study certificates, he studied Classes 1 to 7 in Khammam District and therefore, he was found to be eligible to be considered under 5% quota in Khammam District. Since

he was not coming within the zone of selection under BC-D cartegory, he was not permitted. However, by virtue of the interim order dt.12.10.2020, he was permitted to participate in the Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that the petitioner was not in the zone of selection as he secured less marks than the last candidate selected under 5% quota.

85. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioners in these cases have been successful in the Pole Climbing Test, this Court deems it appropriate to direct the respondents to consider the cases of the petitioners against the vacancies available in JLM 2019 Notification which have been carried forward in JLM 2023 Notification against their respective categories, in the order of their merit. W.P.Nos.17790, 17817 and 18048 of 2020 are accordingly disposed of. No order as to costs.

86. **W.P.No.18051 of 2020**

The petitioner No.1 herein applied for Nalgonda Circle under 95% quota, but he was found to have studied Classes 1 to 7 in Suryapet District and petitioner No.2 studied Classes 1 to 7 in Nagarkurnool District and petitioner No.3 studied Classes 1 to 7 in Ranga Reddy District, but they applied for Mahabubnagar District under 95% quota. Petitioner Nos.1 and 2 belong to SC community and petitioner No.3 belongs to ST community.

87. Learned counsel for the respondents submitted that there is no vacancy in Nalgonda District and one SC vacancy and one ST vacancy in Mahabubnagar District under 95% quota are now notified as carry forward vacancies in JLM 2023 Notification.

88. Since the petitioners have been found successful in the Pole Climbing Test and in view of the finding of this Court that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen, the respondents are directed to consider the case of petitioner Nos.1 to 3 herein against the vacancies of 2019 Notification carried forward to JLM 2023 Notification, in the order of

their merit. W.P.No.18051 of 2020 is accordingly disposed of. No order as to costs.

89. **W.P.No.18104 of 2020**

In this case, the petitioner had applied for Mahabubnagar District under 95% quota, whereas he was found to have studied Classes 1 to 7 in Narayanpet District and the place of his study fell within old Mahabubnagar District. Since he was not within zone of selection under 5% quota vacancy in Mahabubnagar District, he was not considered. By virtue of interim order dt.13.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that there are no vacancies in Mahabubnagar District.

90. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioner herein has been successful in the Pole Climbing Test, this Court deems it appropriate to direct the respondents to consider the case of the petitioner against the vacancy available in

Mahabubnagar District in BC-D category in JLM 2019 Notification, in the order of his merit. W.P.No.18104 of 2020 is accordingly disposed of. No order as to costs.

91. W.P.Nos.18201 and 18296 of 2020

The petitioner in W.P.No.18201 of 2020 claims to be local of Suryapet and he studied in Bhadradri-Kothagudem District, but he had applied for Suryapet Circle under BC-E category. The respondents have considered him under 5% quota in Suryapet Circle. By virtue of interim order dt.19.10.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that the petitioner was not in the zone of selection as he secured less marks than the last candidate selected under 5% quota.

92. Petitioner Nos.1 to 3 in W.P.No.18296 of 2020 belong to SC community. Petitioner No.1 applied for Medchal-Malkjgiri District, but claims to have studied in Jangoan District; petitioner Nos.2 and 3 applied for Hyderabad District, but claim to have studied in Khammam and Suryapet Districts respectively. They all applied for 95% quota

posts against their respective Districts, but the respondents have considered their cases under 5% quota. By virtue of interim order dt.19.10.2020 of this Court, the petitioners were permitted to appear for Pole Climbing Test and they were successful therein. It is submitted by the learned counsel for the respondents that the petitioners were not in the zone of selection under 5% quota vacancies in the Districts/Circles to which they applied.

93. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioners in these cases have been successful in the Pole Climbing Test, this Court deems it appropriate to direct the respondents to consider the cases of the petitioners against the vacancies available in JLM 2019 Notification which have been carried forward in JLM 2023 Notification against their respective categories, in the order of their merit. W.P.Nos.18201 and 18296 of 2020 are accordingly disposed of. No order as to costs.

94. **W.P.Nos.18730, 19079, 21073 and 21557 of 2020**

In W.P.No.18730 of 2020, petitioner No.1 claims to be local of Vikarabad District and he studied in the erstwhile Ranga Reddy District, but he had applied for Sangareddy District under BC-D category. The respondents have considered him under 5% quota in Sangareddy District. Petitioner No.2 claims to have studied in Medak District and had applied for Medak District under ST category. The respondents have considered him under 5% quota in Medak District. Petitioner No.3 claims to have studied in Achampet which falls in erstwhile Mahabubnagar District and presently in Nagarkurnool District. He applied for Nagarkurnool District under BC-A category. By virtue of interim order dt.21.10.2020 of this Court, the petitioners were permitted to appear for Pole Climbing Test and they were successful therein. It is submitted by the learned counsel for the respondents that the petitioners were not in the zone of selection as they secured less marks than the last candidates selected under 5% quota in the respective Districts.

95. In the case of W.P.No.19079 of 2020, the petitioner claims to have studied Classes 2 and 3 in Nagarkurnool, Classes 4 to 6 in

Telkapally Village in the erstwhile Mahabubnagar District. He applied for Nagarkurnool District under 95% quota, but the respondents have considered his case under 5% quota. By virtue of interim order dt.02.11.2020 of this Court, the petitioner was permitted to appear for Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that the petitioner was not in the zone of selection as he secured less marks than the last candidate selected under 5% quota.

96. The petitioner in W.P.No.21073 of 2020 had applied for Nagarkurnool District under 95% quota in BC-B category, but as per his study certificates, he studied Classes 1 to 6 in Nalgonda District and therefore, he was found to be eligible to be considered under 5% quota in Nagarkurnool District. Later he was permitted to participate in the Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that the petitioner was not in the zone of selection as he secured less marks than the last candidate selected under 5% quota.

97. The petitioner in W.P.No.21557 of 2020 had applied for Medchal-Malkajgiri District under 95% quota in BC-B category, but as per his study certificates, he studied Classes I to 7 in erstwhile Karimnagar District and therefore, he was found to be eligible to be considered under 5% quota in Medchal-Malkajgiri District. Later he was permitted to participate in the Pole Climbing Test and he was successful therein. It is submitted by the learned counsel for the respondents that the petitioner was not in the zone of selection as he secured less marks than the last candidate selected under 5% quota.

98. This Court has already held that the Presidential Order will not apply to the present batch of cases and that the respondents cannot apply the rule of reservation to local candidates to the posts of Junior Linemen. Since the petitioners in these cases have been successful in the Pole Climbing Test, this Court deems it appropriate to direct the respondents to consider the cases of the petitioners against the vacancies available in JLM 2019 Notification which have been carried forward in JLM 2023 Notification against their respective categories, in the order

of their merit. W.P.Nos.18730, 19079, 21073 and 21557 of 2020 are accordingly disposed of. No order as to costs.

99. W.P.Nos.18452 and 23048 of 2020

In these matters, the petitioners were eligible and have participated in the written examination conducted on 15.12.2019 pursuant to the Notification No.01/2019 dt.28.09.2019. The petitioners were called for certificates verification and Pole Climbing Test. However, the petitioners in W.P.No.23048 of 2020 could submit the latest Non-Creamy Layer Certificate, SSC Memo, Residence Certificate and Duplicate SSC Memo and the petitioners in W.P.No.18452 of 2020 could not submit the latest original bonafide certificates/residence certificates. Therefore, the petitioners were not permitted to participate in the Pole Climbing Test. The petitioners submitted that due to Covid-19 lockdown restrictions and Unlock 4.0 restrictions and non-opening of the schools/colleges, the petitioners could not obtain the necessary certificates and the respondents have not permitted the petitioners to Pole Climbing Test. It is submitted that the petitioners in W.P.No.23048 of 2020 have made representations on 18.09.2020, 17.09.2020, 03.09.2020 and 22.10.2020 respectively after obtaining the necessary

certificates for consideration and the petitioners in W.P.No.18452 of 2020 claims to have approached respondents 3 to 7 and requested them to permit them to the Pole Climbing Test along with others, but they were not permitted to do so and they were advised that if they obtain orders from the Hon'ble High Court, they will be permitted to the Pole Climbing Test and therefore, the petitioners in both the cases have come before this Court. The learned counsel for the petitioners relied upon the orders of the Hon'ble Supreme Court dt.08.03.2021 in the *Suo Motu* Writ Petition (Civil) No(s).3 of 2020, to the effect that period of limitation in all proceedings shall stand extended from 15.03.2020 till 14.03.2021.

100. The respondents have filed counter affidavit in W.P.No.18542 of 2020 and no counter affidavit is filed in W.P.No.23048 of 2020.

101. Since the petitioners in these Writ Petitions could not obtain and furnish the certificates before the due date and it is stated by the learned counsel for the respondents that there are vacancies which have not been filled so far the respondents are directed to consider the cases of the petitioners in W.P.Nos.23048 and 18452 of 2020 for verification of their

certificates in view of the relaxations given by the Hon'ble Supreme Court in the above mentioned *Suo Motu* Writ Petition (Civil) No.3 of 2020, dt.08.03.2021 and if the respondents are inclined to verify the certificates and find the certificates to be in order, then the respondents will permit the petitioners in W.P.Nos.23048 and 18452 of 2020 to Pole Climbing Test and thereafter consider appointing them as Junior Linemen in the order of their merit, provided there are vacancies in their category. W.P.Nos.23048 and 18452 of 2020 are disposed of accordingly. No order as to costs.

102. **W.P.Nos.17112 and 22548 of 2020**

In W.P.No.17112 of 2020, the petitioners are seeking a Writ of Mandamus declaring the action of the 3rd respondent in not permitting petitioners 1 and 2 to the Pole Climbing Test on the ground that the petitioners studied ITI in the State of Andhra Pradesh and the action of respondents 1 and 2 in not issuing any orders/instructions to respondent No.3 for conducting the Pole Climbing Test to the petitioners for Junior Lineman posts pursuant to their representations dt.03.09.2020, as illegal, arbitrary and violative of Articles 14, 16 and 21 of the Constitution of India and Section 95 of the Andhra Pradesh Reorganisation Act, 2014

and contrary to the educational qualifications clause mentioned in Paragraph-3 of the Notification No.1/2019, dt.28.09.2019 and consequently to direct the respondents 1 to 3 to permit the petitioners to the Pole Climbing Test for Junior Lineman posts on par with all other candidates who were issued ITI certificates by respondent No.4 in Telangana State and accordingly appoint them.

103. In W.P.No.22548 of 2020, the petitioner is seeking a Writ of Mandamus declaring the action of respondents 1 to 3 in not including the petitioner's name in the provisional selection list of Junior Linemen even after verification of his original certificates only on the ground that the petitioner studied ITI in the State of Andhra Pradesh, as illegal and arbitrary and violative of Section 95 of the Andhra Pradesh Re-organisation Act, 2014 and also contrary to the educational qualifications clause mentioned in paragraph-3 of the Notification No.1/2019 dt.28.09.2019 and consequently to direct respondents 1 to 3 to issue appointment orders to the petitioner as Junior Lineman on par with all other candidates who were issued ITI certificates by respondent No.4 in Telangana State and accordingly appoint him.

104. Brief facts are that the petitioner in W.P.No.22548 of 2020 has participated in the selection process for the post of Junior Lineman pursuant to Notification No.01/2019 dt.28.09.2019. He has qualified in the examination and he was also called for verification of original certificates, but he was not considered on the ground that he studied ITI in the State of Andhra Pradesh. The petitioners in W.P.No.17112 of 2020 have not been called for Pole Climbing Test on the ground that they studied ITI in the State of Andhra Pradesh. Petitioner No.1 in W.P.No.17112 of 2020 has studied ITI in Krishnaveni ITI, Saraswathi Nagar, Kurnool District, Andhra Pradesh during 2015-17 while petitioner No.2 in W.P.No.17112 of 2020 has studied ITI through Shabhari Sari Private ITI, Veldurthy, Kurnool District, Andhra Pradesh during 2017-19. The petitioner in W.P.No.22548 of 2020 has studied ITI through Jaya Industrial Training Centre, Maddipadu, Sitharamapuram Village, Maddipadu Mandal, Prakasam District, Andhra Pradesh.

105. It is submitted that the certificates issued in favour of the petitioners are National Trade Certificates which are on par with other

ITI candidates who studied in Telangana State and were issued ITI certificates. It is stated that the National Trade Certificates issued by respondent No.4 are valid throughout India without reference to the place/State in which the candidates have studied as all ITI colleges, private/Government/aided, etc., have to be affiliated to respondent No.4 Council and it would issue National Trade Certificates after conducting All India Trade Test examinations. It is submitted that vocational training is in Concurrent List under Schedule VII of the Constitution of India and the Central Government is entrusted with responsibility of formulation of policy, laying down training standards, norms, conduct of examinations and certification and affiliation/de-affiliation of ITIs etc., and for achieving the said objectives, respondent No.4 Council was set up by the Government of India in the year 1956 to function as a Central Agency to advise the Government of India in framing the training policy and coordinating vocational training implemented through ITIs and therefore, the certificates are awarded by respondent No.4 Council and there is no difference as to whether the training has been given in the State of Telangana or in the State of Andhra Pradesh or any other State and that the certificates are valid throughout India and

therefore, it is the case of the petitioners that they should be considered for appointment.

106. The respondents 1 to 4 in W.P.No.17112 of 2020 have filed counter affidavit stating that the petitioners in W.P.No.17112 of 2020 have completed their ITI training course in the State of Andhra Pradesh and have secured certificates from the State of Andhra Pradesh and therefore, they are not eligible to be considered in the State of Telangana. Further, it is submitted that the ITI certificate in respect of petitioner No.2 was issued on 06.11.2019 and therefore, he did not acquire the requisite educational qualification as on the date of the Notification, i.e., 28.09.2019 and therefore, on this ground also, he is not eligible for consideration.

107. Having regard to the rival contentions, this Court finds that Para 3 of Notification No.01/2019 dt.28.09.2019 refers to the educational qualifications as under:

> *"3. **EDUCATIONAL QUALIFICATIONS:***
>
> *The applicants must possess the qualifications from a recognized Institution/BOARD as detailed below or equivalent thereto, **as on the date of Notification.***

Name of the Post	*Educational Qualification*
Junior Lineman	*Must possess SSLC/SSC/10th Class with I.T.I. qualification in Electrical Trade/Wireman or 2 years Intermediate Vocational course in Electrical Trade only from a recognized Institution/Board of combined A.P/Telangana State Education Department as on the date of notification.* *NOTE: If there is any deviation from the above qualification for the above post, the candidates shall produce the equivalency certificate from the authority issuing the qualification certificate viz Secretary of the Institute/Board for accepting his application.*

From a reading of the above prescription, it does not appear that the ITI certificates have to be issued only by a recognized Institution in the State of Telangana. In fact, it also provides that the certificate can be from a recognized Institution/Board of combined A.P/Telangana State Education Department. In W.P.No.17112 of 2020, Petitioner No.1 has obtained the certificate in August, 2015, while petitioner No.2 has secured the certificate in the year 2019 and both the certificates are not from the combined Board of Andhra Pradesh and Telangana, but are from the Board of State of Andhra Pradesh alone. Therefore, they do not satisfy the prescribed condition. The petitioners are also challenging non-consideration of their certificates issued by Government recognized Institutions in the State of Andhra Pradesh on the ground that the said certificates are issued nationwide and therefore, they relate to National

recognised Institutions and not limited to the State of Andhra Pradesh and Telangana and also that the said action on the part of the respondents is in violation of Section 95 of the Andhra Pradesh Reorganisation Act, 2014. For the sake of ready reference, Section 95 of the Andhra Pradesh Reorganisation Act, 2014 is reproduced hereunder:

> *"95. In order to ensure equal opportunities for quality higher education to all students in the successor States, the existing admission quotas in all government or private, aided or unaided, institutions of higher, technical and medical education in so far as it is provided under article 371D of the Constitution, shall continue as such for a period of ten years during which the existing common admission process shall continue."*

From a literal reading of the said Section, it appears that this is only for the purpose of admission into Educational Institutions imparting higher education and not in relation to the completion of studies and being considered for appointments in other States. When the Notification clearly mentions that the qualification should be from a recognized Institution/Board of Combined A.P./Telangana State Education Department as on the date of the Notification and since the certificates are not from the combined State of Andhra Pradesh but are from the residuary State of Andhra Pradesh, the same are not valid educational

qualification as per the Notification. The petitioners have not challenged the Notification but are seeking consideration of their cases in terms of the Notification. In view of the same, there is no merit in W.P.Nos.17112 and 22548 of 2020 and they are accordingly dismissed.

108. In the result,

(i) W.P.Nos.15597, 15864, 15888, 16775, 16781, 16883, 17377, 17409, 17428, 17478, 17520, 17604, 17790, 17817, 18048, 18051, 18104, 18201, 18296, 18452, 18730, 19079, 21073, 21557 and 23048 of 2020 are disposed as discussed above;

(ii) W.P.No.16598 of 2020 is disposed of in respect of petitioner Nos.2 and 4 only; and in respect of petitioner Nos.1 and 3, W.P.No.16598 of 2020 is closed as infructuous *vide* orders dt.28.06.2023;

(iii) W.P.No.16682 of 2020 is disposed of in respect of petitioner Nos.1 and 2 and it is dismissed in respect of petitioner No.3;

(iv) W.P.Nos.17112 and 22548 of 2020 are dismissed as discussed above;

(v) W.P.No.25062 of 2022 is dismissed as infructuous as discussed above;

(vi) I.A.No.1 of 2023 in 2023 in W.P.No.17324 of 2020 is allowed and the Registry is directed to amend the prayer accordingly;

(vii) The amended prayer in W.P.No.17324 of 2020 in respect of challenge to the Notification No.03 of 2022 dt.09.05.2022 only is dismissed as infructuous and the rest of the prayer in W.P.No.17324 of 2020 is sustained. Accordingly, W.P.No.17324 of 2020 is disposed of as discussed above;

(viii) No order as to costs in all these Writ Petitions.

109. Pending miscellaneous petitions, if any, in these Writ Petitions including I.A.No.1 of 2021 in W.P.No.15864 of 2020, I.A.No.2 of 2020 in W.P.No.16598 of 2020, I.A.No.2 of 2020 in W.P.No.16682 of 2020, I.A.No.2 of 2020 in W.P.No.16775 of 2020, I.A.No.2 of 2020 in

W.P.No.17377 of 2020, I.A.No.2 of 2020 in W.P.No.17409 of 2020, I.A.No.2 of 2020 in W.P.No.17478 of 2020, I.A.No.2 of 2020 in W.P.No.17520 of 2020, I.A.No.2 of 2020 in W.P.No.18051 of 2020, I.A.No.1 of 2021 in W.P.No.18452 of 2020, I.A.No.1 of 2021 in W.P.No.17790 of 2020 and I.A.No.1 of 2021 in W.P.No.18296 of 2020 shall stand closed.

SD/- P. PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chairman and Managing Director, Telangana State Southern Power Distribution Company Ltd., Having its Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad- 500063.
2. The Chief General Manager (HRD), TS SPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad – 500063.
3. The Superintending Engineer (Operation), Operation Circle, Gadwal, TS SPDCL, Gadwal District, (Erstwhile Mahabubnagar District), Telangana State.
4. The Chief Secretary, State of Telangana, General Administration Department (GAD), Secretariat, Hyderabad.
6. The Superintending Engineer, Operation Circle, Cyber City (Rangy Reddy), Telangana State Southern Power Distribution Company (TSSPDCL), Nanalnagar X Roads, Rethibowli, Hyderabad, 500028.
7. The Superintending Engineer, Operation Circle, TSSPDCL, Medchal-Malkajgiri District, Gunrock, Sec-bad.
8. The Principal Secretary, Energy Department, State of Telangana, Secretariat, Hyderabad.
9. The Superintending Engineer (Operation), Operation Circle, Vikarabad, TS SPDCL, Vikarabad District, Telangana State.
10. The Superintending Engineer (Operation), Operation Circle, Mahabubnagar, TS SPDCL, Mahabubnagar District, Telangana State.
11. The Superintending Engineer (Operation), Operation Circle, Nagar Kurnool, TS SPDCL, Nagar Kurnool District, Telangana State.
12. The Director (Human Resources), TSSPDCL, Corporate Office at H.No. 6-1-50, Mint Compound, Hyderabad - 500063.
13. The Superintending Engineer (Operation), Operation Circle, Narayanpet at Mahabubnagar SE Office, TSSPDCL, Telangana State.
14. The Superintending Engineer (Operation), Operation Circle, Rangareddy, TSSPDCL, Rangareddy District.
15. The Superintending Engineer, (Operation), Operation Circle, Nalgonda, TS SPDCL, Nalgonda District, Telangana State.

16. The Superintending Engineer, (Operation), Operation Circle, Bhongir, TS SPDCL, Yadadri-Bhongir District (Erstwhile Nalgonda Dist), Telangana State.

17. The Superintending Engineer, (Operation) Operation Circle, Siddipet, TSSPDCL, Siddipet District.

18. The Superintending Engineer, Operation Circle, Suryapet, Telangana State Southern Power Distribution Company (TSSPDCL), Suryapet.

19. The Superintending Engineer (Operation), Medchal - Malkajgiri Circle, TS SPDCL, Medchal - Malkajgiri District, Telangana State.

20. The Superintending Engineer (Operation), Hyderabad Circle, TS SPDCL, Hyderabad District, Telangana State.

21. The Superintending Engineer (Operation), Sanga Reddy Circle, Sanga Reddy, TSSPDCL, Sanga Reddy District, Telangana State.

22. The Superintending Engineer (Operation), Medak Circle, Medak, TSSPDCL, Medak District, Telangana State.

23. One CC to SRI CHANDRAIAH SUNKARA, Advocate [OPUC]

24. One CC to SMT. K. UDAYA SRI, S.C. for TSSPDCL [OPUC]

25. Two CCs to GP for Services-III, High Court for the State of Telangana at Hyderabad [OUT]

26. One CC to SRI M. VENKAT RAM REDDY, Advocate [OPUC]

27. One CC to SRI G. VENKATESHVARLU, S.C. for Central Government [OPUC]

28. One CC to SRI PRABHAKAR CHIKKUDU, Advocate [OPUC]

29. One CC to SRI K. VENKATESH GUPTA, Advocate [OPUC]

30. One CC to SRI M. V. PRAVEEN KUMAR, Advocate [OPUC]

31. One CC to SRI P. DEVENDER, Advocate [OPUC]

32. One CC to SRI D. L. PANDU, Advocate [OPUC]

33. One CC to SRI KRISHNA KISHORE KOVVURI, S.C. for Central Government [OPUC]

34. One CC to SRI P. GOVIND REDDY, Special Counsel for A.P. [OPUC]

35. Two CCs to GP for Labour, High Court for the State of Telangana at Hyderabad [OUT]

36. Two CD Copies

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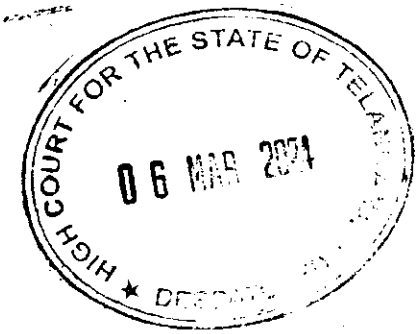

HIGH COURT

DATED:29/02/2024

COMMON ORDER

WRIT PETITION Nos.15597, 15864, 15888, 16598, 16682, 16775, 16781, 16883, 17112, 17324, 17377, 17409, 17428, 17478, 17520, 17604, 17790, 17817, 18048, 18051, 18104, 18201, 18296, 18452, 18730, 19079, 21073, 21557, 22548 & 23048 OF 2020,
WRIT PETITION No.25062 OF 2022;
AND
I.A.NO.1 OF 2023 IN W.P.NO.17324 OF 2020

DISPOSING OF THE W.P.Nos.15597, 15864, 15888, 16775, 16781, 16883, 17377, 17409, 17428, 17478, 17520, 17604, 17790, 17817, 18048, 18051, 18104, 18201, 18296, 18452, 18730, 19079, 21073, 21557 & 23048 OF 2020.

DISPOSING OF THE W.P.No.16598 OF 2020 IN RESPECT OF THE PETITIONER Nos. 2 & 4.
CLOSING THE W.P.No.16598 OF 2020 AS INFRUCTUOUS IN RESPECT OF THE PETITIONER Nos. 1 & 3.

DISPOSING OF THE W.P.No.16682 OF 2020 IN RESPECT OF THE PETITIONER Nos. 1 & 2.
DISMISSING THE W.P.No.16682 OF 2020 IN RESPECT OF THE PETITIONER No.3.

DISMISSING THE W.P.No.17112 AND 22548 OF 2020.
DISMISSING THE W.P.No.25062 OF 2022 AS INFRUCTUOUS.
ALLOWING THE I.A.No.1 OF 2023 IN W.P.NO.17324 OF 2020,
AND
DISPOSING OF THE W.P.NO.17324 OF 2020

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