

IN THE HIGH COURT FOR THE STATE OF TELANGANA

TUESDAY, THE FIFTH DAY OF FEBRUARY
TWO THOUSAND AND NINETEEN

:PRESENT:

HONOURABLE THE CHIEF JUSTICE SRI THOTTATHIL B.RADHAKRISHNAN

AND

THE HONOURABLE SRI JUSTICE A.RAJASHEKER REDDY

WRIT PETITION NO: 1807 OF 2019

Between:

1. T. Ravinder Pal Singh, S/o. Jagathpal Singh,
2. Md. Sajjad Iftakhar, S/o. Sikinder,
3. R. Srinivas, S/o. Gopal,
4. S. Sunil Kumar, S/o. Narsinga Rao,
5. J. Srinivas, S/o. Gangaiah,
6. D. Murali Krishna, S/o. Devendar,
7. P. Raja Rathnam, S/o. Yellaiah,
8. V. Jayapal Reddy, S/o. Raja Reddy,
9. K. Ramesh, S/o. Gangaram,
10. Khaja Fareeduddin Javeed, S/o. Khaja Mohinuddin,
11. Sajida Begum, D/o. Md. Gouse,
12. Syed Moin Ahmed, S/o. Syed Iliyas,
13. K. Vittalesh, S/o. Chandra Shekar,
14. Zeenath Parveen, D/o. Khaja Qutubuddin,

Petitioners**AND**

1. The Union of India, Rep.by its Secretary, Ministry of Home Affairs, New Delhi.
2. The Union of India, Rep.by its Joint Secretary, Ministry of Home Affairs, New Delhi.
3. The State of Telangana, Rep.by its Principal Secretary, General Administration (SPF-MC) Department, Secretariat, Hyderabad, Telangana.
4. The State of Telangana, Rep.by its Principal Secretary, School Education Department, Secretariat, Hyderabad, Telangana.
5. The Commissioner and Director of School Education, Government of Telangana, 1st Floor, C-Block, Saifabad, Hyderabad, Telangana - 500 004.

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 of direction, preferably one in the nature of Writ of Mandamus and to issue a direction, order or writ more particularly one in the nature of Writ of Mandamus to declaring the impugned Paragraphs 3(3), 6(1)(iii) and 8(1)(c) of the Presidential Order in G.S.R. 820(E) dt. 29.08.2018 issued by Respondents 1 and 2 integrating and organizing teachers in Mandal Praja Parishad and Zilla Parishad with teachers in Government Schools into a separate integrated cadre, and the consequential G.O.Ms. No.124 General Administration (SPF-MC) Department dt. 30.08.2018 issued by the 3rd Respondent as illegal, unjust, arbitrary, discriminatory, violative of Articles 14, 16, 21, 243G, 309, 311, and 371D of the Constitution of India and consequently strike down the impugned Paragraphs 3(3) 6(1)(iii) and 8(1)(c) of the Presidential Order in G.S.R. 820(E) dt. 29.08.2018 and G.O.Ms.No.124 dt. 30.08.2018 with all consequential benefits

IA NO: 1 OF 2019

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 SUSPEND the operation of Paragraphs 3(3) 6(1)(iii) and 8(1)(c) of the Presidential Order in G.S.R. 820(E) dt. 29.08.2018 issued by the Respondent Nos.1 and 2 and the consequential G.O.Ms.No.124 General Administration (SPF-MC) Department dt. 30.08.2018 issued by

the 3rd Respondent pending disposal of WP.No.346 of 2019 pending disposal of WP No. 1807 of 2019, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof upon hearing the arguments of C RAJA SEKHAR REDDY Advocate for the Petitioners and the SRI K LAKSHMAN (AST SOL GEN) for the Respondent Nos. 1&2, GP for General Administration for the Respondent No.3 and GP for Education Respondent Nos.4&5, the Court made the following.

THE COURT MADE THE FOLLOWING ORDER:

Learned Assistant Solicitor General appears for respondent Nos.1 and 2, learned Government Pleader for General Administration appears for respondent No.3 and learned Government Pleader for Education appears for respondent Nos. 4 and 5.

There will be an interim order that no further action shall be taken on the basis of the impugned decision for the time being.

Post along with WP.No.346 of 2019.

**Sd/- T.KRISHNA KUMAR
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Secretary, Ministry of Home Affairs, Union of India, New Delhi.
2. The Joint Secretary, Ministry of Home Affairs, Union of India, New Delhi.
3. The Principal Secretary, General Administration (SPF-MC) Department, State of Telangana, Secretariat, Hyderabad,
4. The Principal Secretary, School Education Department, State of Telangana, Secretariat, Hyderabad, Telangana.
5. The Commissioner and Director of School Education, Government of Telangana, 1st Floor, C-Block, Saifabad, Hyderabad, Telangana - 500 004. (1 to 5 by RPAD)
6. One CC to SRI. C RAJA SEKHAR REDDY Advocate [OPUC]
7. One CC to SRI. K LAKSHMAN (AST SOL GEN) Advocate [OPUC]
8. Two CCs to GP FOR GENERAL ADMINISTRATION (TS) High Court for the State of Telangana at Hyderabad.[OUT]
9. Two CCs to GP FOR EDUCATION (TS) High Court for the State of Telangana at Hyderabad.[OUT]
10. One Spare Copy

GR

HIGH COURT

HCJ & ARRJ

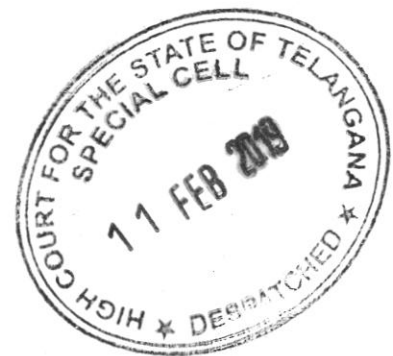
DATED:05/02/2019

POST ALONG WITH
WP.NO.346 OF 2019

ORDER

WP.No.1807 of 2019

INTERIM ORDER



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