

**UPON hearing the counsel the Court made the following
O R D E R**

SLP (C) No 11988 of 2021

- 1 The Special Leave Petition arises out of the judgment of the High Court for the State of Telangana dated 22 January 2021 in Writ Petition No 18559 of 2020.
- 2 Mr K S Radhakrishnan, learned senior counsel appearing on behalf of the petitioners submits that:
 - (i) The Writ Petition before the High Court was filed in September 2020 nearly three years after the allocation of employees between Andhra Pradesh and Telengana was completed on 4 October 2017;
 - (ii) The employees who have already been allocated will be seriously disrupted by the directions of the High Court;
 - (iii) The guidelines dated 29 October 2014 issued by the Union of India, *inter alia*, stipulate in clause 18(c) that allocable employees shall be considered for allotment between successive States on the basis of the seniority list as on 1 June 2014;
 - (iii) Clause (f) stipulates that those who are local candidates relatable to the State for which they have opted shall in order of their seniority be considered for allocation **first** while clause (j) stipulates that last grade employees and light vehicle drivers shall be allocated on the basis of option or local candidature, **as far as possible**;
 - (iv) The order of the High Court ignores the fact that the allocations were completed and the impact of the directions would be to unsettle the allocations which have already been made to those employees who have taken the benefit of allocation.

- 2 Issue notice, returnable in six weeks.
- 3 Till the next date of listing, there shall a stay of the operation of the impugned judgment and order of the High Court in relation to the twelve original petitioners in Writ Petition No 18559 of 2020.

SLP(C) No 11989/2021

- 1 The Special Leave Petition relates to the case of a sole private respondent, Attiq Unnisa and arises from the common judgment and order of the High Court dated 22 January 2021 in Writ Petition No 37396 of 2017. The employee in this case had filed the original writ petition in 2017 and it is common ground that she was in pursuit of her remedies in accordance with law. Having regard to the guidelines and without prejudice to the right of the petitioners to pursue the question of law which has been raised in companion Special Leave Petition No 11988 of 2021, we see no reason to entertain the present Special Leave Petition. The Special Leave Petition is dismissed.
- 2 The Special Leave Petition is accordingly dismissed.
- 3 Pending applications, if any, stand disposed of.

(CHETAN KUMAR)
A.R. - cum - P.S.

(SAROJ KUMARI GAUR)
COURT MASTER