

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

WEDNESDAY, THE EIGHTH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE DR. JUSTICE G. RADHA RANI

WRIT PETITION NO: 23551 OF 2022

Between:

1. Moora Ramavath, S/o Dakya aged about 27 years, Occ. Unemployee R/o Gurrambodu Tanda Pedaveedu Mandal, Nalgonda district.
2. A. Srinu, S/o Saidulu aged about 28 years, Occ. Unemployee R/o Anjilipuram village, Amaravaram Mandal, Nalgonda district.
3. Kampati Sravani, D/o Venkanna, aged 27 years, Occ. Unemployee R/o, Siripuram village Nadigudem Mandal, Nalgonda district.
4. Linganaboina Sunandha, D/o Satyanarayana Aged about 37 years, Occ. Unemployee R/o Huzurnagar village and Mandal, Suryapet district.
5. Kampati Mamatha, D/o Bhushaiah, Aged about 23 years, Occ. Unemployee R/o, Siripuram village Nadigudem Mandal, Nalgonda district.
6. G. Lakshmi Narayana, S/o Pitchaiah, Aged about 41 years, Occ. Unemployee R/o Pedaveedu village, Mattampalli mandal Nalgonda district.
7. Budige Sandhya, D/o Venkanna, aged about 34 years, Occ. Unemployee R/o Pedaveedu village, Mattampalli mandal Nalgonda district.
8. Sushma Pitta, S/o Venkaiah, aged 38 years, Occ. unemployee R/o Pedaveedu village, Mattampalli mandal Nalgonda district.
9. S.Ramya, D/o Nagesh, aged 25 years, Occ . unemployee, R/o Simhapuri colony Mattampalli mandal Nalgonda district.
10. V.Nagalaxmi, D/o Venkateswara Reddy, Aged 37 years, Occ. unemployee R/o Chinthalapalem village, Mellacheruvu Mandal Nalgonda district.
11. Pitta Naveen Kumar, S/o Venkaiah, aged 44 years, Occ. unemployee R/o Garidepalli village, Suryapet Mandal and district.
12. Khajavali Shaik, S/o Gudusab, Aged 41 years, Occ. Unemployee R/o Pedaveedu village, Mattampalli mandal Nalgonda district.
13. Kadire Nagaiah, S/o Narsimha, Aged 34 years R/o Gudivada village, Kethepalli mandal, Nalgonda district.
14. Garlapati Vijitha, D/o Saidi Reddy, Aged 39 years, Occ. unemployee R/o Pedaveedu village, Mattampalli mandal Nalgonda district.
15. Vemula Kanakaddtga, D/o Rambabu Aged 28 years, Occ. Unemployee R/o Pedaveedu village, Mattampalli mandal Nalgonda district.

...PETITIONERS

AND

1. The State of Telangana, Rep. by its Principal Secretary, Department of School Education, Secretariat Buildings, Hyderabad.
2. The Director /Convener SERT, TS-TET Cell Opp. E-Gate, LB Stadium, Basheerabagh, Hyderabad. 500 004.
3. The Commissioner and Director, School Education, Telangana State B-Block-2, Telephone Bhavan Road, Saifabad, Khairatabad, Hyderabad. 500004.

...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 writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondents in providing 9 working days time only, for submitting online application and payment of fee for appearing TS-TET 2022 out of 17 days time and their action is not providing any edit option of the TS-TET-2022 online applications as illegal arbitrary, and violation of Articles 14, 16, 21 of the Constitution of India and consequently, direct the respondents to extend the time period for 10 to 15 days for making the payment of examination fee and for submission for appearing TS-TET 2022 to the petitioners.

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 direct the Respondents 2 to 4 to extend the time period for 10 to 15 days for the payment of examination fee and for submission of online application for appearing TS-TET-2022 to the petitioners pending disposal of the main Writ Petition.

Counsel for the Petitioner: DR. KADIRI KRISHNAIAH

Counsel for the Respondents:

THE ADDITIONAL ADVOCATE GENERAL

The Court made the following: ORDER

THE HON'BLE Dr. JUSTICE G. RADHA RANI

WRIT PETITION No.23551 of 2022

ORDER:

This writ petition is filed questioning the action of the respondents in not providing sufficient time for submitting the Online application and payment of fee for appearing for TS-TET 2022 Examination and not providing any 'edit option' in the online applications, as illegal, arbitrary and in violation of Articles 14, 16 and 21 of the Constitution of India and to direct the respondents to extend the time period for 10 to 15 days for making payment of the examination fee.

2. Heard the learned counsel for the petitioners and the learned counsel representing the Additional Advocate General of State of Telangana for respondents No.1 to 3.

3. The learned counsel for the petitioners submitted that the State of Telangana, Department of School Education issued notification for TS-TET 2022 examination vide notification dated 24.03.2022 and called for Online applications from the candidates who completed Teacher Training Education i.e. TTC, B.Ed. etc. The applicants were permitted to pay online fee for the said examination from 26.03.2022 to 11.04.2022. The total working days available were 18 days, but out of these 18 days, 8 days were public holidays, which are as follows:

26.03.2022	-	4 th Saturday Holiday
27.03.2022	-	Sunday
01.04.2022	-	Bank Holiday for annual Transaction of Accounts
02.04.2022	-	Ugadi Festival
03.04.2022	-	Sunday
05.04.2022	-	Babu Jagjivan Ram Jayanthi
09.04.2022	-	2 nd Saturday Holiday
10.04.2022	-	Sriramanavami.

During the above days, there was no opening of Online payment website system. Out of the remaining 11 days, the server was down for the last 3 days due to technical problems arising in the Online Website for the payment of examination fee. The candidates made attempts to call the grievance cell No.914023120340, which was given wide publicity. The petitioners made several attempts to get the server problem rectified so as to make the fee payment through online but, there was no response from the telephone Grievance Numbers which were given by the authorities. Hence, the petitioners became helpless and were unable to pay the examination fee.

4. Learned counsel further submitted that the petitioners were eagerly waiting for an opportunity for the last six years as they were in dire

need of employment. The TET notification was issued by the Government after six years after several pressures from the opposition. Due to the inefficiency of the authorities in rectifying the technical problems, the petitioners lost the opportunity for payment of the fee for appearing for the examination of TET. The petitioners made a representation to the Hon'ble Minister for School Education, Telangana State to extend the time to receive the examination fee and also to receive the application forms. They also made a representation to the Commissioner and Director of School Education on 16.04.2022, but the respondents failed to provide any extension of time. The action of the respondents in not considering the representation of the petitioners and not extending the time for receiving the applications as well as fee from the petitioners was illegal, arbitrary and in violation of Article 21 of the Constitution of India. He further submitted that similar problems were crept in the notifications issued for Group-I Services by T.S. Public Service Commission, Hyderabad and by the Telangana State Police Recruitment Board and when the same were brought to the notice of the said authorities, they extended the time period for submission of the applications and also provided edit option and hence, prayed to extend the same benefit to these petitioners also by directing the

respondents 2 to 4 to extend the time period for 10 to 15 days for payment of the examination fee.

5. Learned counsel representing the Additional Advocate General of India submitted that the last date of Online submission of applications was expired by 12.04.2022 and the Hall Tickets were issued to the candidates and the examination is to be commenced on 12.06.2022 and at this length of time, the representation of the petitioners could not be considered and prayed to dismiss the petition.

6. Perused the record. Considering that the payment of fee for TS-TET 2022 examination through online was permitted to be paid only during 18 days period and out of those 18 days, 8 days were public holidays and also considering the submissions of the petitioners that the server was down due to some technical problem for the last three days and no attempt was made by the respondents to rectify the said problem and the last three days are crucial for the candidates for payment of the fee and their entire hard-work and studies would be wasted due to the inefficiency of the authorities in rectifying the defects and the petitioners lost the opportunity for payment of fee within the time period and the representations given by the petitioners were also not acted upon by the respondents and instead of

extending the time period for payment of examination fee and stalling the examination to be held on 12.06.2022, it is considered fit to direct the respondents to accept the examination fee manually from the petitioners for appearing for TS-TET 2022 Examination and to issue Hall Tickets to them to appear for the TS-TET 2022 Examination to be conducted on 12.06.2022.

7. With the above direction, the writ petition is disposed of. No costs. Miscellaneous Petitions pending, if any, shall stand closed.

//TRUE COPY//

SD/-T.SRINIVAS
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Department of School Education, State of Telangana, Secretariat Buildings, Hyderabad.
2. The Director /Convener SERT, TS-TET Cell Opp. E-Gate, LB Stadium, Basheerabagh, Hyderabad. 500 004.
3. The Commissioner and Director, School Education, Telangana State B-Block-2, Telephone Bhavan Road, Saifabad, Khairatabad, Hyderabad. 500004.
4. One CC to Dr. Kadiri Krishnaiah, Advocate [OPUC]
5. Two CCs to the Additional Advocate General of India, High Court for the State of Telangana at Hyderabad. [OUT]
6. Two CCs to GP for Education, High Court for the State of Telangana at Hyderabad. [OUT]
7. Two CD Copies
8. One Spare Copy

CHR
BS

[Handwritten signature]

HIGH COURT

DATED:08/06/2022



ORDER

W.P.No.23551 of 2022

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

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8/6/22
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