

**HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH**

WEDNESDAY, THE FOURTH DAY OF MARCH,
TWO THOUSAND AND FIFTEEN

:PRESENT:

THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

WP .NO: 5369 of 2015

Between:

Smt. G.Anasuya W/o G.Laxminarayana,
aged about 70 Yrs., R/o H.No. 2-3-48/1, Inside Sri Krishna Theatre
Uppal, Rangareddy District.

..... Petitioner

AND

- 1 The State of Telangana, Rep by its Principal Secretary, Municipal Administration Department, Secretariat Buildings, Hyderabad.
- 2 The Greater Hyderabad Municipal Corporation, Rep by its Commissioner, Near Tank Bund, Hyderabad.
- 3 The Special Grade Deputy Collector (Land Acquisition), GHMC, Hyderabad.
- 4 The Deputy Commissioner, GHMC, Uppal Circle-II, Uppal, Rangareddy District.
- 5 Assistant City Planner, GHMC, Town Planning Section, Uppal Circle-II, Uppal, Rangareddy District.
- 6 G. Laxminarayana S/o Late Rajaiah, Occ: Business, R/o H.No.2-3-48/1, Inside Sri Krishna Theatre, Uppal, Rangareddy District.

.....Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased to issue a Writ, order or direction and more particularly one in the nature of "Writ of Mandamus" declaring the action of respondents 2 to 5 in initiating proceedings under GHMC Act, 1955 for acquisition of properties belonging to the petitioner i.e, H.No.2-4-1/2/NR (IOCL pump) situated in Sy.No.99 and H.No.2-4-1/4 (Bharat Petrol Pump) Sy.No.128 at Uppal Village, Rangareddy District for the proposed road widening from Uppal X Roads To Nalla Cheruvu (within the GHMC limits) without issuing any notice and without obtaining the consent of the petitioner who is the rightful owner and the consequential action of the respondents 2 to 5 in trying to disburse the amounts in favour of the Respondent No.6 as being illegal, arbitrary, unconstitutional and violative of the Principles of natural justice and consequently direct the respondents to forthwith initiate fresh acquisition proceedings in respect of the properties belonging to the petitioner for the purpose of road widening from Uppal X Roads To Nalla Cheruvu (within the GHMC limits) viz., H.No.2-4-1/2/NR (IOCL pump) situated in Sy.No.99 and H.No.2-4-1/4 (Bharat Petrol Pump) Sy.No.128 at Uppal Village, Rangareddy District and further direct the respondents 2 to 5 not to dispossess the petitioners from the above stated properties without following due procedure of law.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed herein and upon hearing the arguments of Sri N. Naveen Kumar, Advocate for the Petitioner, G.P. for Municipal Administration (TG) for Respondent No.1 and Smt. A. Deepthi, learned Standing Counsel for

Respondent Nos.2 to 5, the Court made the following

ORDER:

Smt. A. Deepthi, Learned Standing Counsel, takes notices on behalf of the respondents, and seeks time to get instructions.

Post on 06.03.2015 in the motion list.

Till then, there shall be stay of disbursement of compensation.

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

- 1 The Principal Secretary, Municipal Administration Department, State of Telangana, Secretariat Buildings, Hyderabad.
 - 2 The Commissioner, Greater Hyderabad Municipal Corporation, Near Tank Bund, Hyderabad.
 - 3 The Special Grade Deputy Collector (Land Acquisition), GHMC, Hyderabad.
 - 4 The Deputy Commissioner, GHMC, Uppal Circle-II, Uppal, Rangareddy District.
 - 5 The Assistant City Planner, GHMC, Town Planning Section, Uppal Circle-II, Uppal, Rangareddy District.
 - 6 G. Laxminarayana S/o Late Rajaiah, R/o H.No.2-3-48/1, Inside Sri Krishna Theatre, Uppal, Rangareddy District.
- (Addressees 1 to 6 BY RPAD)**
- 7 One CC to Sri N. Naveen Kumar, Advocate (OPUC)
 - 8 Two CCs to the G.P. for Municipal Administration (Telangana), High Court, Hyderabad. (OUT)
 - 9 One spare copy.
- nnr

HIGH COURT

ARR,J

DATED: 04-03-2015

NOTE: Post on 06-03-2015 in motion list

ORDER

W.P.NO. 5369 OF 2015

DIRECTION

HIGH COURT

Nnr

Date of Drafting : 04-03-2015

ARR,J

DATED: 04-03-2015

**NOTE: Post on 06-03-2015
in motion list**

ORDER

W.P.NO. 5369 OF 2015

DIRECTION