

**THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY**

**WRIT PETITION Nos.37186 and 38053 of 2015**

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**24.11.2015**

**W.P.No.37186 of 2016:**

Between:

Bal Mukund Misra

.. Petitioner

and

The State of Telangana,

Municipal Administration and Urban Development Department,

Hyderabad and others

.. Respondents

Counsel for the petitioner: Mr.Vijay Pissay

Counsel for respondent No.1: Assistant Government Pleader

for Municipal Administration and Urban Development (TS)

Counsel for respondent Nos.2 to 4: Mr.N.Ashok Kumar,

standing counsel for the Greater Hyderabad Municipal Corporation

Counsel for respondent No.5: --

**W.P.No.38053 of 2015:**

Between:

K.B.Srinivasa Chary .. Petitioner

and

The State of Telangana,

Municipal Administration and Urban Development Department,

Hyderabad and others

.. Respondents

Counsel for the petitioner: Mr.S.B.Raghunandan

Counsel for respondent No.1: Assistant Government Pleader

for Municipal Administration and Urban Development (TS)

Counsel for respondent Nos.2 to 4: --

The Court made the following:

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### **COMMON ORDER:**

In both these writ petitions, the grievance of the petitioners, who are the victims of the illegal constructions raised by their neighbours, is that the Greater Hyderabad Municipal Corporation (GHMC) and its officials are not taking any action to prevent such illegal constructions and remove them.

In W.P.No.37186 of 2015, this Court, on 17.11.2015, has summoned the Commissioner of respondent No.2 Corporation to explain the abject inertia, inaction and indifference being displayed by the Corporation in curbing the illegal constructions. The Commissioner is accordingly present in the Court today and

explained the reasons. He has submitted that on noticing that the construction was being made by respondent No.5 in violation of the sanctioned plan, first notice was issued on 24.07.2014 and immediately, respondent No.5 has rushed to the civil Court and obtained an order of *status quo* on 12.08.2014, that the Corporation has filed its counter-affidavit before the civil Court and that on 19.11.2015, the civil Court has vacated the interim order of *status quo* and dismissed the suit filed by respondent No.5 for default. He has further submitted that demolition of the unauthorized construction has been commenced yesterday and that the same will be continued till the entire illegal structure is removed.

As far as W.P.No.38053 of 2015 is concerned, the Commissioner has submitted that on coming to know about the illegal construction raised by respondent Nos.3 and 4, action was initiated and demolition has been commenced yesterday.

The Commissioner has assured that in both these cases, the illegal constructions will be completely removed. He has further assured this Court that the effective steps will be taken to prevent the illegal constructions and also to remove such constructions wherever they are made.

In the light of the above explanation offered by the Commissioner of respondent No.2 Corporation and the steps taken by him for removal of the illegal constructions, these two Writ Petitions are closed.

As a sequel to closure of these writ petitions, W.P.M.Ps. pending in these writ petitions shall stand disposed of as infructuous.

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**C.V.NAGARJUNA REDDY, J**

**24<sup>th</sup> November, 2015**

GHN

