

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD

**FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA
PRADESH**

WEDNESDAY, THE TENTH DAY OF JUNE TWO THOUSAND AND FIFTEEN

Present

HON'BLE SRI JUSTICE P.NAVEEN RAO

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WRIT PETITION No.12317 of 2015

Between:

Khalid Ghouri,

S/o. Iqbal Ghouri,

Aged 40 years, Occ: Business,

R/o. H.No.10-5-409, Syed Nagar,

First Lancer, Hyderabad.

.. Petitioner

AND

State of Telangana,

Rep. by its Principal Secretary,

Municipal Administration &

Urban Development Department,

Secretariat, Hyderabad & 4 others

.. Respondents

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HON'BLE SRI JUSTICE P.NAVEEN RAO

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ORDER:

The case of the petitioner is that property of the 5th respondent is located opposite to the residential house of the petitioner and the 5th respondent started constructing illegally and unauthorizedly and that too by encroaching into the

public road by 5 feet, which would cause lot of inconvenience and hardship to the people living in the locality. Having come to know that illegal construction was taken up by the 5th respondent, the petitioner filed complaints on 25.03.2015 and 08.04.2015. Alleging that no action was taken on the complaints filed by the petitioner and on the contrary, the 5th respondent was proceeding with the brisk phase construction of building, this writ petition is instituted.

2. When the writ petition is taken up for consideration, the learned Standing Counsel representing the Greater Hyderabad Municipal Corporation submits that on the complaints of the petitioner, a notice was issued to the 5th respondent against unauthorized and illegal construction. Alleging that even though no unauthorized and illegal construction is made by him, the municipal authorities are illegally interfering and trying to demolish the constructions made, the 5th respondent filed O.S.No.1068 of 2015, on the file of VI Junior Civil Judge, City Civil Court, Hyderabad. The 5th respondent also filed I.A.No.355 of 2015 and by order, dated 08.05.2015, the trial Court has ordered maintenance of *status quo* by both parties.

3. Having regard to the said submissions, the cause in the writ petition does not survive as much as the respondent Corporation has already initiated action and the issue is now pending consideration by the competent Court as mentioned above.

4. Recording the statement of the learned Standing Counsel, the Writ Petition is disposed of, as no further orders are required at this stage. There shall be no order as to costs. Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

P.NAVEEN RAO, J

Date: 10th June, 2015

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HON'BLE SRI JUSTICE P.NAVEEN RAO

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