

HONOURABLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No.1690 OF 2015

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ORDER:

The petitioners claim to be the beneficiaries of the patta granted in their favour for an extent of 50 Sq.yards each in Sy.No.57 (adjacent to Sy.No.37) of Shamshiguda village, Bal Nagar Mandal, Ranga Reddy District. The said land is sought to be acquired for the purpose of road widening.

In the earlier Writ Petitions, in particular in W.P.No.37480 of 2013, petitioners questioned seeking a declaration of the action of the respondents trying to dispossess the petitioners in western side of Sy.No.57 of Shamshiguda village is arbitrary and illegal and consequently issue a direction to the respondents not to dispossess the petitioners without following due process of law. While disposing of the said writ petition by an order dated 01.04.2014, this Court directed the respondents to take appropriate decision with regard to relocation of petitioners and communicate the same to the petitioners preferably within a period of three months from the date of receipt of a copy of the order dated 01.04.2014 passed in W.P.No.37480 of 2013. Thereafter, 3rd respondent vide his proceedings dated 22.11.2014 had informed the petitioners that they have been sanctioned flats at Suraram location as a special case under Rajiv Gruha Kalpa Scheme. The communication also states that they are required to submit individual applications at Collectorate for obtaining ID Cards and other formalities required to be

complied with.

The grievance of the petitioners in the present Writ Petition is that they are not interested in availing group housing scheme under Rajeev Gruhakalpa and further they would not like to be deprived of the land to which they were allotted. However, it is now admitted that the petitioners had already been dispossessed and the Government had taken possession of the land in issue. In that view of the matter, and having considered the fact that this Court earlier in W.P.No.37480 of 2013 declined to interfere with the action of the Government, I am also not inclined to order stay of dispossession, particularly when it is admitted that the petitioners have already been dispossessed. However, it is made clear that it is the choice of the petitioners to avail the group housing scheme under Rajeev Gruhakalpa or in alternative approach the respondents seeking to pay money equivalent to compensation. In case the petitioners do not opt to avail the Rajeev Gruhakalpa Scheme, the respondents shall determine the compensation payable and further the same shall be paid. The entire of this exercise shall be completed within a period of two months from today.

With the above direction, the Writ Petition is disposed of at the admission stage. There shall be no order as to costs.

Consequently, the miscellaneous petitions filed in this writ petition, if any, shall stand closed.

CHALLA KODANDA RAM, J

Dated:02.02.2015.

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