

HON'BLE SRI JUSTICE A. RAJASHEKER REDDY

Writ Petition No.36057 of 2014

Date: 09-03-2015

Between:

Gangala Narasimha Reddy and 3 others

.. Petitioners

AND

The State of Telangana, represented by its
Principal Secretary, Revenue (Land Acquisition)
Secretariat, Hyderabad and 3 others

.. Respondents

HON'BLE SRI JUSTICE A. RAJASHEKER REDDY

Writ Petition No.36057 of 2014

ORDER:

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This writ petition is filed for a mandamus declaring the action of the 2nd respondent in interfering with the petitioner's property bearing premises No.19-5-79/A and A/2, situated at Nandimuslaiguda village, Bahadurpura Mandal, Hyderabad and also the endorsement of the 4th respondent in proposing for demarcation of the petitioner's land without any application from them or neighbouring land owners as illegal and arbitrary and for a consequential direction to the respondents not to interfere with the petitioner's agricultural dry land and the premises.

2. The case of the petitioner is that the petitioners are in possession and enjoyment of the property bearing Door No.19-5-79/A, situated at Nandimuslaiguda village, Bahadurpura Mandal, Hyderabad. All the petitioners were issued a notice under Section 452 (1) and 461 (1) of the Greater Hyderabad Municipal

Corporation Act alleging that they have made unauthorised construction in the subject premises and directed them not to proceed with the construction over the land, for which the petitioner filed a detailed representation on 24-11-2014. Though the petitioners filed their explanation, which is under consideration, the respondent authorities, without considering the explanation submitted by the petitioners and without passing any final orders, are trying to demolish the structures in the subject property. Aggrieved by the same, the present writ petition is filed.

3. Heard the learned counsel for the petitioner and the learned standing counsel for the respondent Corporation.

4. Learned standing counsel for the respondent Corporation stated on instructions that the petitioners have erected shed in the subject premises and running a toddy shop without any prior permission from the respondent Corporation, as such, they were issued the impugned notices.

5. Since it is stated that the petitioners have already submitted their explanation to the show cause notices issued to them, it is for the respondent Corporation to consider the same and take appropriate action thereon, as expeditiously as possible, preferably within a period of one week from the date of receipt of a copy of the order.

6. The writ petition is disposed of accordingly. There shall be no order as to costs. As a sequel thereto, miscellaneous petitions, if any, pending shall stand closed.

A. RAJASHEKER REDDY, J

Date: 09-03-2015