

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

WRIT PETITION NO.15256 OF 2011

Between:

Mandala Sudharshan Reddy @ Seetharam Reddy
And another

.. Petitioners

and

The Government of Andhra Pradesh rep. by its
Principal Secretary, Home Department and others

.. Respondents

DATE OF JUDGMENT PRONOUNCEMENT : 20th JULY,
2015

SUBMITTED FOR APPROVAL:

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THE HON'BLE SRI JUSTICE SANJAY KUMAR

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| 1. | Whether Reporters of Local newspapers
may be allowed to see the judgment? | Yes/No |
| 2. | Whether the copies of judgment may be
marked to Law Reporters/Journals | Yes/No |

3. Whether Their Lordship wish to see the fair copy of the judgment? Yes/No

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION NO.15256 OF 2011

ORDER

This writ petition was filed with the following prayer:

‘For the reasons stated in the accompanying affidavit it is prayed that this Hon’ble Court may be pleased to issue any appropriate Writ, Order or direction more in the name of Writ of Mandamus directing the Respondent No.2 to cause an enquiry with regard to the interference of the Respondent No.3 who is made as party by name as Respondent No.4 with regard to the property dispute raised by the Respondents 5 and 6 in respect of the ancestral properties and insisting the petitioners to compromise the property dispute with the Respondents 5 and 9 in the Police Station, Peddapalli by duly declaring the action of the Respondent No.3 who is made as party by name as Respondent No.4 in interfering with the property dispute and also the action of the Respondent No.2 in not causing any enquiry in response to the representation dated 11-4-2011 submitted by the petitioners and also a petition dated

16-4-2011 forwarded by the District Legal Services authority, Karimnagar for taking necessary action in the matter as arbitrary, unjustified and violative of Articles 14 and 21 of the Constitution of India and pass such further or other orders as the Hon’ble Court may deem fit and proper in the circumstances of the case.’

Though this writ petition was admitted as long back as on 08.06.2011, notices were not served on any of the respondents. However, a counter-affidavit was filed by the Sub-Inspector of Police, Peddapally Police Station, Karimnagar District, the third and fourth respondents by designation and *eo nomine* respectively, though he

stated therein that the counter was only filed by the third respondent.

In the light of the other private respondents not having been served till date, this Court has no option but to dismiss the writ petition as against them.

In so far as the allegations made against the police authorities are concerned, the Sub-Inspector of Police, Peddapally Police Station, Karimnagar District, stated in the counter-affidavit that no complaint or case was received or registered against the petitioners and in the absence of registration of a crime, the question of summoning them to the police station did not arise. He further stated that the disputes of the petitioners with unofficial respondents 5 to 9 were predominantly civil in nature and hence, the police authorities have nothing to do with the same. He denied the allegation of the petitioners that he had summoned the petitioners at any point of time or asked them to compromise the matter with the unofficial respondents.

The aforesaid stand of the police authorities is duly taken on record. In the light thereof, this Court is of the opinion that no further adjudication is warranted in this writ petition.

The writ petition is therefore closed. Pending miscellaneous petitions shall also stand closed. No order as to costs.

SANJAY KUMAR, J

20th JULY, 2015

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