

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA & THE STATE OF ANDHRA PRADESH
(SPECIAL ORIGINAL JURISDICTION)

TUESDAY, THE TENTH DAY OF MARCH
TWO THOUSAND AND FIFTEEN
PRESENT

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

WRIT PETITION No.5871 of 2015

BETWEEN

Bommasani Mutyala Rao.

... PETITIONER

AND

The State of Andhra Pradesh, Rep. by its Principal Secretary,
Home Department, Secretariat, Hyderabad and two others.

...RESPONDENTS

Counsel for the Petitioner: MR. R.K. SURI

Counsel for the Respondents: GP FOR HOME (AP)

The Court made the following:

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ORDER:

This writ petition is filed by the petitioner complaining that this

complaints dated 15.10.2011 and 01.11.2011 are being examined and appropriate action is not taken by the respondents.

2. The affidavit of the petitioner itself shows that the complaint was given against his tenant, against whom the petitioner has filed a suit O.S.No.24 of 2012 before the Senior Civil Judge, Tenali, but the said suit was dismissed and the petitioner appears to succeed in an appeal A.S.No.32 of 2014 before the X Additional District & Sessions Judge, Tenali.

3. The said decree for eviction and arrears of rent is not being executed by the petitioner but complaining that the tenant is not vacating the premises and intimidating and forcibly trespassing into the property, the aforesaid complaints are filed. Now since four years have gone by since the initiation of the complaint, it is not appropriate to entertain the writ petition. Petitioner having obtained a decree,
it is open for him take further steps in accordance with law.

The writ petition is dismissed. As a sequel, the miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

VILAS V. AFZULPURKAR, J

March 10, 2015
DSK