

THE HON'BLE SRI JUSTICE A. RAJASEKHAR REDDY

WRIT PETITION No.1132 of 2015

-

Between:

1. Eduru Ramanjayya and another

PETITIONERS

AND

1. The State of Telangana rep. by its Principal Secretary,
Panchayat Raj Department, Secretariat Buildings, Hyderabad,
and others.

RESPONDENTS

ORDER:

This writ petition is filed seeking to issue a writ of Mandamus declaring the action of the unofficial respondents in constructing houses in the government land in Sy.No.185 and 186 of Dindi Village, Gundlapally Mandal, Nalgonda District, as illegal and arbitrary.

The case of the petitioners is that they have been residing in the said land for the last 40 years and the official respondents issued enjoyment certificate to them, vide proceeding No.165/96, dated 9.10.1996 and that the said housing colony is located nearby Srisailem and Hyderabad highway. It is stated that nearby the petitioners' colony there is some open place belonging to the Government, viz., IB department, and they are using the said place for their cattle shed and grass purposes. The main grievance of the petitioners is that the unofficial respondents are constructing houses in the said open place, without there being any permission and valid documents. Though the petitioners filed representations dated 3.01.2015 and 13.01.2015 to the authorities no action has been taken. Aggrieved by the same, the present writ petition is filed.

Though the learned counsel for the petitioners sought time for producing proceedings No.165/96, dated 9.10.1996, the same has not been produced. In the affidavit filed in support of the writ petition, though it is stated that earlier some persons approached the Court of Senior Civil Judge, Nalgonda, the petitioners have not mentioned the suit number and not even a single paper is filed by them in support of their claim and that the particulars given in the affidavit are also vague.

The learned Government Pleader for Irrigation submits that the petitioners have occupied the government land and they are the encroachers of the said land without any title over the said land. The

affidavit filed in support of the writ petition is vague and no particulars are furnished. No documents, which are referred in the affidavit, are filed. In view of the same, no relief can be granted to the petitioners in this writ petition.

In view of the above averments, the writ petition is devoid of merits and the same is liable to be dismissed and accordingly dismissed. No costs. As a sequel, miscellaneous petitions, if any, shall stand closed.

A. RAJASEKHAR REDDY, J.

9th February, 2015
Js.