

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.3903 of 2016

Date:09.02.2016

Between:

Surampalli Ramesh,
S/o Late Brahmaji

..... Petitioner

And:

The State of A.P., repled by its
Principal Secretary, Municipal Admn. &
Urban Development, Hyderabad,
and another.

.....Respondents

Counsel for the Petitioner: Mr. K.Jyothi Prasad

For Mr. K.Sarvabhouma Rao

Counsel for Respondent No.1: GP for Municipal Admn. (AP)

The Court made the following:

ORDER:

This Writ Petition is filed for the following
substantive relief:

“.... to issue Writ of *Mandamus* declaring the
action of respondent No.2 in attempting to
demolish the existing structure of the
petitioner in an extent of 112 square feet,
equivalent to 12.44 square yards, situated in
Door No.8-2-12, assessment

No.10850005142, T.S.No.224/P, Chowk Road, Chowk Ward, Srikakulam, without issuing any notice, without conducting any enquiry, when the application under Building Penalisation Scheme, dated 22.06.2015, in pursuance of G.O.Ms.No.128, Municipal Administration and Urban Development (M1), Department, dated 22.05.2015 is pending, with ID No. BPS/SRI/12/0279915 under the said G.O. as illegal, arbitrary, unjust, *malafide* and against the Constitutional guarantees and consequently, to direct the respondents not to demolish the above said construction.”

After arguing the case, Mr. K.Jyothi Prasad, learned counsel representing Mr. K.Sarvabhuma Rao, learned counsel for the petitioner, requested for permission of the Court to withdraw the Writ Petition with liberty to his client to avail appropriate alternative remedies available to him in law.

The Writ Petition is, accordingly, dismissed as withdrawn with liberty to the petitioner in terms of the prayer made.

As a sequel to dismissal of the Writ Petition, W.P.M.P.No.5005 of 2016 shall stand dismissed as infructuous.

JUSTICE C.V.NAGARJUNA
REDDY

09th February, 2016
DR