

HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.181 of 2016

Date:05.01.2016

Between:

Zakeer Hussain,
S/o B.Mohammed Sab

..... **Petitioner**

And:

The State of A.P., repled, by its
Principal Secretary, Municipal Administration
Department, Hyderabad and two others.

.....**Respondents**

Counsel for the Petitioner: Mr. K.V.Raghuveer

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

The Court made the following:

ORDER:

This Writ Petition is filed for a *Mandamus* to declare the action of respondent Nos.2 and 3 in seeking to demolish a part of the petitioner's house bearing No.21/199/1, Chanda Sab Dargah Road, Adoni, Kurnool District, without following due process of law, as illegal and arbitrary.

At the hearing, learned counsel representing Mr. M.D.Saleem, learned Standing Counsel for Municipalities (Andhra Pradesh), appearing for respondent Nos.2 and 3, on instructions, submitted that as at present, respondent No.2 has merely made a marking on the private properties for the purpose of road widening and that before utilising those properties, it will

follow due process of law for acquiring the properties either through consent or failing which, through initiation of land acquisition proceedings.

In the light of these submissions, which are placed on record, the Writ Petition is disposed of with the direction to respondent No.2 to follow due process of law, as submitted by its Standing Counsel, before utilising the petitioner's properties for road widening.

As a sequel to disposal of the Writ Petition, W.P.M.P.No.232 of 2016 shall stand disposed of as infructuous.

*JUSTICE C.V.NAGARJUNA
REDDY*

*05th January, 2016
DR*