

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No.5128 of 2016

ORDER:

Heard Sri C.M.R.Velu, learned counsel for the petitioner, and Sri Y.Rama Rao, learned Standing Counsel for the second respondent.

The prayer of the petitioner in this case is as under:

“For the reasons stated in the accompanying affidavit, the petitioner herein prays that this Hon’ble Court may be pleased to issue a Writ, order or direction, particularly in the nature of a Writ of Mandamus, by declaring the inaction of the respondent No.2 in not taking action on the petitioners representation dated 01.02.2016 as arbitrary, illegal and unjust and consequently direct the Respondent No.2 to cancel the final layout approval for the land adm Ac.10-15 Gts in Sy.No.165(P), 166, and 167(P) of Kondakal Village, Shankarpally Mandal, Ranga Reddy District and pass such other and further orders to meet the ends of justice.”

It appears that the petitioner made representation dated 01.02.2016 to the Commissioner, Hyderabad Metropolitan Development Authority, the second respondent, and the same is pending consideration.

In the light of the order proposed to be passed by this Court, there is no necessity to put the unofficial respondents on notice as this Court is not venturing to adjudicate any issue on merits.

As the representation dated 01.02.2016 made by the petitioner is yet to be acted upon, it is for the authority concerned to apply its mind to the said representation and take action thereon, if warranted, in accordance with the due procedure. In this exercise, the authority would necessarily have to give an opportunity of hearing to all the parties who would be affected by any decision taken upon the petitioner’s representation. Adhering to this procedure, the second respondent shall duly consider the petitioner’s representation dated 01.02.2016 and take appropriate action in the matter, if warranted, in

accordance with law. This exercise shall be completed expeditiously and in any event, not later than three weeks from the date of receipt of a copy of this order.

The writ petition is disposed of with the above directions. Pending miscellaneous petitions, if any, shall stand closed in the light of this final order. No order as to costs.

JUSTICE SANJAY KUMAR

17.02.2016

Note:-

Issue CC in two days.

B/o

GJ