

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION NO.734 OF 2016

ORDER

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

'It is hereby prayed that this Hon'ble Court may be pleased to issue a writ order or direction more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents 3 and 4 in not considering the application dt.29.09.2010 submitted by them for regularization of the unauthorized layout plot in Sy.No.541 (old) 491 (new) of Waddepally Village, Hanumkonda Mandal, Warangal District within the limits of Municipal Corporation, Warangal as illegal, arbitrary, capricious and Article 14 of the Constitution of India and for a consequential direction to the respondents 3 and 4 to consider their application dt.29.09.2010 submitted by them for regularization of the unauthorized layout plot in Sy.No.541 (old) 491 (new) of Waddepally Village, Hanumankonda Mandal, Warangal District within the limits of Municipal Corporation, Warangal without reference to Memo No.31738/H1/2011-1-M.A, dt.08.05.2012 issued by the 1st respondent and to grant such other relief or reliefs as this Hon'ble Court may deem fit and proper in the circumstances of the case.'

Smt. Pingali Lakshmi, learned counsel for Warangal Municipal Corporation, would however state that a copy of the subject application is not available in their records.

As it is for the authorities concerned, namely, Kakatiya Urban Development Authority and Warangal Municipal Corporation, to consider the petitioners' application for regularization of their layout in the first instance, this Court sees no purpose served in entertaining and adjudicating this writ petition at this stage.

The writ petition is accordingly disposed of with the following directions.

The petitioners shall make available another copy of their application to Warangal Municipal Corporation. Thereupon, the Kakatiya

Urban Development Authority and Warangal Municipal Corporation shall consider the same in accordance with law and take appropriate action thereon. In the event the request of the petitioners for regularization of their layout is denied, the reasons therefor shall be recorded and duly communicated to the petitioners. This entire exercise shall be completed expeditiously and in any event, not later than four weeks from the date of receipt of the duplicate copy of the petitioners' application. Pending miscellaneous petitions shall stand closed. No order as to costs.

SANJAY KUMAR, J

23rd FEBRUARY, 2016

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