

THE HON'BLE SRI JUSTICE A.RAMALINGESWARA RAO

WRIT PETITION No. 9344 of 2017

ORDER:

Heard learned counsel for the petitioners and learned Standing Counsel for respondent No.4-Telangana Housing Board.

This writ petition is filed challenging the action of the respondents in not depositing the compensation amount which was awarded to the petitioners pursuant to the decree passed by this Court *vide* common judgment, dated 12.03.2014, in LAAS No.126 of 2007 and Cross Objections (SR) No.10996 of 2008, arising out of O.P.No.17 of 1997 on the file of I Additional District Judge, Nizamabad.

Learned counsel for the petitioners submits that with regard to the land belonging to the petitioners, which was acquired by respondent No.4, proceedings for enhancement of compensation have become final as the common judgment passed by this Court on 12.03.2014 was upheld by the Hon'ble Supreme Court by dismissing the SLP filed by respondent No.4. In those circumstances, the petitioners filed E.P.No.31 of 2015 in O.P.No.17 of 1997. Two other claimants approached this Court by filing W.P.No.34778 of 2016 and respondent No.4 filed a counter-affidavit therein undertaking to deposit the compensation payable to them within three months from 25.11.2016 and in those circumstances, the said writ petition was disposed of on 25.11.2016. The present petitioners are not parties to the earlier

round of litigation and though the petitioners covered by the same notification and judgment, the enhanced compensation was not deposited by respondent No.4.

In view of the undisputed facts, the writ petition is disposed of directing respondent No.4 to deposit the enhanced amount of compensation in E.P.No.31 of 2015 in O.P.No.17 of 1997 on the file of I Additional District Judge, Nizamabad, within three months from the date of receipt of a copy of this order.

Miscellaneous petitions, if any, pending in this writ petition shall stand closed. There shall be no order as to costs.

Dt:12.09.2017

kdl

A.RAMALINGESWARA RAO,J



