

THE HON'BLE SRI JUSTICE A.V.SESHA SAI

WRIT PETITION No.25929 of 2017

ORDER:

This Writ Petition is filed, under Article 226 of the Constitution of India, to declare the Order No.18/UC/TF/CIR-XI/WZ/GHMC, dated 13.06.2017, issued by the second respondent, as illegal and arbitrary.

When the matter is taken up it is submitted by the learned counsel for the petitioners so also the learned Standing Counsel for GHMC that the issue in the present Writ Petition is squarely covered by a common order, dated 18.10.2016, passed by this Court in W.P.Nos.5130 of 2016 & Batch. The operative portion of the said order reads as under:

“In case the petitioners have submitted applications for regularisation on or before 01.03.2016, the respondent Municipal Corporation shall not take coercive steps to demolish the illegal structures raised by them till orders are passed on their applications for regularisation, and the said orders are communicated to them. It is open to the Municipal Corporations, in such of those cases where the applications for regularisation are rejected, to initiate action for demolishing the subject structures in accordance with the provisions of the GHMC Act, and the Rules and bylaws made thereunder. It is made clear that, in such of those cases where applications, seeking regularisation, have not been submitted before 01.03.2016, it is open to the Municipal Corporations concerned to take action, for demolition of the illegal structures, in accordance with law”.

Following the above said order, and for the reasons stated therein, this Writ Petition is also disposed of.

As a sequel, the miscellaneous petitions, if any, shall stand closed. There shall be no order as to costs.

A.V.SESHA SAI, J

03rd August, 2017

Note:

*Office to enclose a copy
of the order, dated 18.10.2016,
in W.P.Nos.5130 of 2016 & Batch,
along with this order.*

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