

THE HONOURABLE SRI JUSTICE RAJA ELANGO

WRIT PETITION No.20179 OF 2017

ORDER:

This writ petition is filed challenging the rejection of application made by the petitioner for grant of permission to construct a building in plot No.95 in Survey No.44/1 at Miyapur Village, Serilingampally Mandal, Ranga Reddy District.

2. Heard and perused the material available on record.
3. The grievance of the petitioner is that the respondents have not granted permission to construct a building in the above land in spite of the fact that he applied for permission.
4. It is brought to the notice of this Court that in a case of this nature viz., in W.P.No.2724 of 2017, this Court passed orders on 30.01.2017 directing the respondent Nos.2 and 3 therein to consider grant of building permission subject to the petitioner satisfying the requirements of Section 428 of Greater Hyderabad Municipal Corporation Act, 1955 and giving an undertaking that the petitioner would not claim any equities or compensation for the cost of the building constructed by him in the event the LGC case is decided against him.
5. Considering the facts and circumstances of the case and the submissions made by the respective counsel, this Writ Petition is disposed of with the following direction:

Respondent Nos.2 and 3 are directed to consider the application of the petitioner for grant of building permission

in the subject land within a period of eight (8) weeks from the date of receipt of a copy of this order subject to the petitioner satisfying requirement of Section 428 of the Greater Hyderabad Municipal Corporation Act, 1955, and also giving an undertaking that the petitioner would not claim equities or compensation for the cost of the building constructed by him, in the event the LGC is decided against him. There shall be no order as to costs.

6. Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed.

Date : 21.06.2017
AMD

JUSTICE RAJA ELANGO



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AMD