

HON'BLE DR. JUSTICE B. SIVA SANKARA RAO

WRIT PETITION No.1950 of 2018

ORDER:

Heard learned counsel for the petitioner, learned Government Pleader for Municipal Administration for respondent No.1 and Sri Sampath Prabhakar Reddy, learned Standing Counsel for respondent Nos.2 and 3. Notice of respondent No.4 even in the same address with all details sufficiently returned as insufficient to locate. In fact, without even serving notice to respondent No.4, the writ petition can be disposed of from hearing of respondent Nos.1 to 3.

2. This Court passed the interim direction before admission while hearing the writ petition on 24.01.2018, which reads as follows:

“The respondents 2 and 3 to see that any excavation by the 4th respondent in the proposed construction shall not cause damage to the neighbouring existing building of the petitioner meantime.

3. It is submission of the learned Standing Counsel for respondent Nos.2 and 3 that pursuant to the direction they have issued notice to respondent No.4, who started construction without even intimation to them that any proposed construction shall be as per the permission and shall not cause any damage to the neighbouring existing buildings including that of the 4th respondent and they are going to take steps to see that the building being constructed pursuant to the plan and without violation and without inconvenience to the neighbouring building owners, much less damage to the extent possible.

4. Accordingly, the writ petition is disposed of, for nothing to keep it pending from the prayer in the writ petition.

Miscellaneous petitions pending, if any, shall stand closed. No costs.

Dr. B. SIVA SANKARA RAO, J

22nd February 2018

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