

HON' BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No. 40919 of 2018

ORDER:

The present writ petition came to be filed seeking issuance of writ of mandamus declaring the action of the respondents in not granting permission and approval for construction of residential building consisting of stilt+4 upper floors, admeasuring 389 sq.yards or 325.50 sq.metres, in respect of Plot No. 779 in Survey No. 44/ 1 of Matrusri Cooperative House Building Society Limited, Miyapur Village, Serilingampally Mandal, Ranga Reddy district, vide Lr.No. 2/ C21/ 20635/ 2018, dated 01.11.2018, as illegal, improper and incorrect.

2. Heard the counsel for the petitioner and Sri Sampath Prabhakar Reddy, Standing Counsel for Greater Hyderabad Municipal Corporation.

3. Since the issue in the present writ petition is covered by an order passed by this Court in W.P.No. 28525 of 2016, for the reasons stated therein, the present writ petition is disposed of, directing the respondents to consider the application of the petitioner for grant of building permission in the subject land, within a period of four weeks from the date of receipt of a copy of this order, subject to the petitioner satisfying the requirement of Section 428 of the Greater Hyderabad Municipal Corporation Act, 1955 and also subject to the petitioner giving an undertaking that the petitioner would not claim equities or costs of the building

construction, in the event LGC No. 29 of 2006 being decided against the petitioner, without reference to the letter dated 07.03.2018 of the Commissioner, GHMC, Hyderabad. There shall be no order as to costs. Consequently, miscellaneous petitions, if any, pending in this Writ Petition shall stand closed.

JUSTICE C. PRAVEEN KUMAR

14.11.2018
DMG

