

HONOURABLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No.2206 of 2019

ORDER:

The prayer of the petitioner in this case reads as under:

“For the reasons stated in the accompanying affidavit, it is hereby prayed that this Hon'ble Court may be pleased to issue an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus declaring the action of 3rd respondent in obstructing the construction activity as well as making attempts to dispossess the petitioner from her land bearing Plot No 149 in Survey Nos.69 and 70 admeasuring 284 sq yards or 237.42sq mts situated at Telecom Nagar, Gachibowli Village, Serilingampalli Mandal, Ranga Reddy District, as illegal and arbitrary and consequently direct the respondents not to interfere with the possession and enjoyment of the petitioner over the said land and to pass such other order or orders as this Honourable Court may deem fit and proper in the facts and circumstances of the case.”

Having received written instructions from the Deputy Collector and Tahsildar, Serilingampally Mandal, Ranga Reddy District, learned Assistant Government Pleader for Revenue, State of Telangana, would inform this Court that though the petitioner claims that the plot purchased by her, viz., Plot No.149, is situated in Survey Nos.69 and 70 of Gachibowli Village, Serilingampally Mandal, Ranga Reddy District, the land adjacent to the plotted land in the aforesaid survey numbers belongs to the Government and lies in Survey No.91 of Gachibowli Village.

It is the case of the Tahsildar, Serilingampally Mandal, Ranga Reddy District, that the plot claimed by the petitioner actually falls in Survey No.91 of Gachibowli Village which is a Government land. It is on this ground that the authorities justify obstruction to the petitioner's endeavour to carry out development over her plot.

As the core issue boils down to the actual location of the petitioner's plot and that aspect of the matter does not fall for consideration in this case, the Writ Petition is dismissed leaving it open to the petitioner to take recourse to appropriate remedies available to her in law with regard to identification and ascertainment of the exact location of her plot.

Pending Miscellaneous Petitions, if any, shall also stand dismissed. No order as to costs.

20th February, 2019
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JUSTICE SANJAY KUMAR

