

THE HONOURABLE SRI JUSTICE P.NAVEEN RAO

WRIT PETITION No.4595 of 2019

DATED:18-03-2019

Between :

Bairaboina Venkataiah S/o.Balaliah, aged.70 years,
R/o.Kakatiyanagar, Narsampet Village,
Warangal Rural District, Telangana State.

.. Petitioner

And

The State of Telangana, rep.by Principal
Secretary(Home Department), Secretariat,
Hyderabad, Telangana State and others.

.. Respondents



This court made the following :

THE HONOURABLE SRI JUSTICE P.NAVEEN RAO

WP.No.4595 of 2019

ORDER :

Heard learned counsel for petitioner and learned Government Pleader for Home.

02. Petitioner claims to be the owner of agricultural land to an extent of Ac.1-33 guntas in Sy.No.601/2 situated at Narsampet Village and he claims to have been filed O.S.NO.785 of 2017 and injunction was granted to him in I.A.No.57 of 2017 in the said suit. Later the same was extended till the disposal of main I.A. While so, petitioner alleges that unofficial respondents have trespassed into his land on 21-11-2018. Petitioner dialled Mobile No.100 and police came to the spot and warned unofficial respondents not to violate the orders of the Court. Though police visited several occasions, as they did not take any action, on 29-12-2018 the petitioner made a complaint to the Commissioner of Police. A reading of the complaint would show that there was a reference to the dialling of 100 number and reporting of interference of third parties. A reading of the averments in the affidavit filed in support of writ petition would show that police came and dispersed the crowd in view of reporting of crime by dialling 100 number. Further crime was also reported to the police as sought to be asserted by counsel for petitioner.

03. Based on written instructions furnished by Station House Officer, Narsampet Police Station, dated 11-03-2019, learned Government Pleader would submit that on 27-02-2019 a letter was

addressed to Tahsildar, Narsampet to provide details of land in Sy.Nos 601/1, 601/2 of Narsampet. But so far, the details of property in issue are not received from the Tahsildar.

04. In the facts of this case and as per the instructions furnished to learned Government Pleader, it cannot be said that there is deliberate negligence by the police in attending to the complaint of the petitioner.

05. The writ petition is dismissed leaving it open to the petitioner to work out his remedies, if he has any grievance on illegal interference or encroachment and inordinate delay in taking action on the crime reported by petitioner. No order as to costs. Miscellaneous petitions pending, if any, shall stand closed.

18-03-2019
Nvl

P.NAVEEN RAO,J