

THE HON'BLE SRI JUSTICE P.KESHAHA RAO

WRIT PETITION No.1670 OF 2020

ORDER:

Heard the learned counsel for the petitioner as well as the learned Standing Counsel appearing for the respondent Corporation.

2. The main grievance of the petitioner in the present writ petition is that the respondents 2 to 4 are not considering the LRS application bearing No.5744, dated 28.11.2008, submitted by the petitioner before the 2nd respondent Corporation. On the queries raised by the petitioner, the 3rd respondent issued proceedings in Letter No.LRS/5744/G/C-11/GHMC/2008, dated 30.12.2019, informing the petitioner that the application submitted by the petitioner has been uploaded. However, the site under reference is not demarcated on the ground. Therefore, the petitioner was requested to get the site demarcated on the ground and intimate to the office along with site photograph and Google location for taking further necessary action in the matter. In compliance with the said proceedings, the petitioner has filed the Google map locating the site in picture with reference to the boundaries.

3. However, the learned Standing Counsel appearing for the respondent Corporation, on instructions, submits that the petitioner has not shown/identified the plot with reference to the boundaries. Therefore, it is difficult for the respondent Corporation to consider the LRS application of the petitioner.

4. The learned counsel appearing for the petitioner brought to the notice of this Court that pursuant to the layout application of Universal Co-operative Housing Society, the plot has been identified with reference to boundaries.

5. In these circumstances, since this Court cannot go into the disputed questions of fact as to whether the petitioner shown the subject plot with reference to boundaries, the Writ Petition is disposed of with a direction to the second respondent Corporation to visit the site in question after issuing notice to the petitioner. Thereupon when the plot is identified, the second respondent Corporation is directed to consider the LRS application bearing No.5744, dated 28.11.2008, and pass appropriate orders within a period of three (03) weeks from the date of receipt of a copy of this order. The entire exercise has to be completed within a period of six (06) weeks from today.

Pending miscellaneous petitions, if any, shall also stand dismissed. No order as to costs.

P.KESHAHA RAO, J

Date: 30th January, 2020

KL