HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY ,THE SIXTEENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION NO: 15760 OF 2020

Between:

1. Smt Zarina M. Broachwala, W/o. Mohammadi Broachwala, Aged about 83 years,
2. Asghar M. Broachwala, S/o. Mohammadi Broachwala, Aged about 55 years,
3. Shabbir M. Broachwala, S/o. Mohammadi Broachwala, Aged about 54 years,

(All R/o. Plot No.84, Gunrock Enclave, Karkhana, Secunderabad - 500009)

...PETITIONERS

AND

1. Secunderabad Cantonment Board, Rep. by its Chief Executive Officer, Sardar Patel Road, Court Compound, Secunderabad - 500003.
2. The Deputy Chief Executive Officer, Secunderabad Cantonment Board, Sardar Patel Road, Court Compound, Secunderabad - 500003.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ, Order or Orders, Direction or Directions to declare the Lr.No.SCB/EB/P.No.84/Gunrock Enclave/1735 dated 07/08/2020 issued by the 2nd respondent, for laying a new drain line in the premises of the petitioners in Plot No.84, Gunrock Enclave, Secunderabad, as illegal, arbitrary and unconstitutional and to set aside the same and to direct the respondents to act in accordance with law.

IA NO: 1 OF 2020

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents not to proceed in any manner in furtherance to the Lr.No.SCB/EB/P.No.84/Gunrock Enclave/1735 dated 07/08/2020 issued by the 2nd respondent, for laying a new drain line in the premises of the petitioners in Plot No.84, Gunrock Enclave, Secunderabad, pending disposal of the Writ Petition.

Counsel for the Petitioner : SRI. VEDULA SRINIVAS

Counsel for the Respondent : SRI K.R. KOTESWERA RAO
(SENIOR SC FOR CANTONMENT)

The Court made the following : ORDER

THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No. 15760 of 2020

ORDER:

Learned counsel for the petitioner submits that the cause in this Writ Petition does not survive for further adjudication, hence, the same may be dismissed.

Recording the said submission, the Writ Petition is dismissed as infructuous. No costs.

Consequently, the interim order dated 16.09.2020 shall stand automatically dissolved.

SD/-V.SUDHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri.Vedula Srinivas, Advocate [OPUC]
2. One CC to Sri. K.R. Koteswera Rao, Senior SC for Cantonment [OPUC]
3. Two CD Copies

CHR

HIGH COURT

DATED:16/12/2020

ORDER

W.P.No.15760 of 2020



DISMISSING THE WRIT PETITION
AS INFRUCTUOUS
WITHOUT COSTS

(9)
6/1/21