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

MONDAY, THE SEVENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION NO: 22168 OF 2020

Between:

P.Balakrishna, S/o late P.Kishtaiah, aged about 54 years, Occ: Agriculture, resident of Dhanwada village and Mandal Narayanpet District.

...PETITIONER

AND

1. The State of Telangana, rep. by its Principal Secretary, Panchayat Raj and Rural Development, Secretariat, Hyderabad.
2. The District Collector, Naryanpet District.
3. The District Panchayat Officer, Narayanpet Dist Narayanpet.
4. The Mandal Panchayat Officer, Dhanwada Mandal Narayanpet District
5. The GramPanchayat, represented by its village Secretary, Dhanwada Village,Narayanpet District.
6. U.Thimmaiah, S/o Yellappa aged about 48 years Occ. Agriculture Rio H.No.2-155 Dhanwada village and Mandal Narayanpet Dist

...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, order or direction more in the nature of Writ of Mandamus, declaring the action of the respondents No.4 & 5 In not taking action against the 6th respondent despite the directions of the respondents No. 2 & 3 as illegal and consequently direct the respondents 4 & 5 to take immediate action against the illegal construction of 6th respondent and remove the construction material dumped on the Gram Panchayath land.

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 No.4 & 5 not to allow the 6ffi respondent to make any illegal construction in front of the gate of the house of the petitioner herein as otherwise the petitioner would be put to irreparable loss and grave suffering.

Counsel for the Petitioner: SRI. K. ANANTHA RAO

Counsel for the Respondent Nos.1 to 3:
GP FOR PANCHAYAT RAJ & RURAL DEVELOPMENT

Counsel for the Respondent Nos.4 & 5: SRI G. NARENDER REDDY,
SC FOR GRAM PANCHAYAT

Counsel for the Respondent No.6: NONE APPEARED

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION No. 22168 of 2020

ORDER:

In this writ petition, grievance of the petitioner is that respondent No.6 is constructing a septic tank in front of his house.

Sri G.Narender Reddy, learned Standing Counsel, appearing for respondent Nos.4 and 5, submits that originally, the complaint is of the year 2017 and once again, the petitioner reviewed the same in 2020.

Having regard to the nature of grievance of the petitioner that the respondent authorities are not taking action on his complaint and as he alleges that respondent No.6 is causing nuisance, the writ petition is disposed of giving liberty to the petitioner to approach the civil Court and obtain appropriate injunctive relief with respect to the nuisance being caused by respondent No.6 by urging that respondent No.6 is making construction by occupying the Government land.

Miscellaneous petitions, if any, pending in this writ petition shall stand disposed of. There shall be no order as to costs.

SD/- K.SAILESHI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The District Collector, Naryanpet District.
2. The District Panchayat Officer, Narayanpet Dist Narayanpet.
3. The Mandal Panchayat Officer, Dhanwada Mandal Narayanpet District
4. The Village Secretary, Gram Panchayat, Dhanwada Village, Narayanpet District.
5. One CC to Sri K. Anantha Rao, Advocate [OPUC]
6. Two CCs to GP for Panchayat Raj & Rural Development, High Court for the State of Telangana at Hyderabad. [OUT]
7. One CC to Sri G. Narender Reddy, SC for Gram Panchayat [OPUC]
8. Two CD Copies

CHR

HIGH COURT

DATED:07/12/2020



ORDER

W.P.No.22168 of 2020

DISPOSING OF THE WRIT PETITION WITHOUT COSTS

SSV
10 copies
Dt 10/12/2020