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

MONDAY, THE SEVENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HON'BLE SRI JUSTICE A. ABHISHEK REDDY

WRIT PETITION No. 19595 OF 2019

Between:

M/s. Raksha Constructions and Developers, represented by its managing partner Sri Kailas Srinivas, S/o. late Sri Sudhakar aged about 47 years, Occupation business, first floor, Sri Ganesh Residency 1-5-1083/197/1, Mangapuram Colony Phase - III, Old Alwal, Secunderabad - 500010

...PETITIONER

AND

1. The State of Telangana, represented by its Secretary, Municipal Administration and Urban Development Department, Secretariat, Hyderabad.
2. The Director of Town and Country Planning, Government of Telangana State, 3rd to 5th floors, # 640, A.C. Guards, Opp. P.T.I. Building, Hyderabad -500 004.
3. The Commissioner, Mancherial Municipality, Mancherial.
4. Sri Yeshwanth, T.P.B.O., office of the Mancherial Municipality Near Water Tank, Mancherial -504 208.

...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 pass an Order, Direction or Writ and more particularly one in the nature of Writ of Mandamus declaring the acts of the respondents 3 and 4 in raising illegal objections on the application of the petitioner for grant of permission for construction vide No.3026/W1/2019/3181, dated: 03-07-2019, in respect of land ad measuring 5,556.33 square yards in Survey No.318, situated at Mancherial, the action of the respondent No.2 in not making enquiry on the complaint of the petitioner dated: 06-08-2019 and not taking action against the respondent No.4 as per law, as illegal, arbitrary, high handed, violative of principles of natural justice and the Articles 14 and 300-A of the Constitution of India, etc. and consequently direct the respondent No.3 to grant and release construction permission to the petitioner for the said property in the given application and direct the respondent No.2 to take necessary disciplinary action against the respondent No.4 for his misdeeds, in the interest of justice.

IA NO: 1 OF 2019

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 pass an order directing the respondent no.3 to release building construction permission to the petitioner in respect of property of land ad measuring 5556.33 square yards Survey No.318, situated at Mancherial, on the application No.3026/W1/2019/3181, dated: 3-07-2019, forthwith, pending disposal of the writ petition, in the interest of justice.

Counsel for the Petitioner: SRI SHYAM S. AGRAWAL

Counsel for the Respondent Nos. 1&2:
GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT
Counsel for the Respondent No.3: SRI N. PRAVEEN KUMAR
Counsel for the Respondent No.4: SRI G. MADHUSUDHAN REDDY

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION No.19595 of 2019

ORDER:

Sri Shyam S. Agarwal, learned counsel for the petitioner, seeks permission of this Court to withdraw the Writ Petition, and states that he has already filed a Memo *vide* USR No.39212 of 2020, dated 20.11.2020, in the Registry to that effect.

Permission is granted.

Accordingly, the Writ Petition is dismissed as withdrawn.

The miscellaneous petitions pending, if any, shall stand closed. There shall be no order as to costs.

SD/- K.AMMAJI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri. Shyam S. Agrawal, Advocate [OPUC]
2. One C.C. to Sri. N. Praveen Kumar, Advocate [OPUC]
3. One C.C. to Sri. G. Madhusudhan Reddy, Advocate [OPUC]
4. Two CCs to GP for Municipal Administration and Urban Development, High Court for the State of Telangana at Hyderabad. [OUT]
5. Two CD Copies

Prk

HIGH COURT

DATED:07/12/2020



ORDER

WP.No.19595 of 2019

Dismissing the WP.
as withdrawn
without costs.

07/12/2020.