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

WEDNESDAY ,THE TWENTY THIRD DAY OF DECEMBER
TWO THOUSAND AND TWENTY

PRESENT

THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION NO: 23046 OF 2020

Between:

Kota Kumar, S/o Rayamallu, Age. 37 years, Occu. Business, R/o H.No. 6-1-83/105, Prashanthnagar, Godavarikhani, Ramagundam Mandal, Peddapalli (Karimnagar)District.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principle Secretary, Revenue Department, Secretariat B.R.K Bhavan, Hyderabad.
2. The District Collector, Peddapalli District, Peddapalli (Karimanagar) District.
3. The Ramagundam Municipal Corporation, Rep by its Commissioner, Ramagundam, Peddapalli (Karimnagar) District.
4. The Tahsildar, Ramagundam Mandal, Ramagundam, Peddapalli (Karimanagar) District.

...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 particularly one in the nature of Writ of Mandamus, declaring that the action of the of the 3rd respondent in not issuing the No Objection Certificate (NOC) in respect of an extent Ac 1- 00 in Sy.No. 44/A, Ac 0-10 Gts in Sy No. 44/A14/1 and Ac 0-10 Gts in Sy. No. 44/A14/2 total of Ac. 1-20 Gts of land, situated at Malkapur Revenue Village, Municipal Corporation Ramagundam, Ramagundam Mandal, Peddapalli District by not considering the representations made by the Petitioner dated 04/03/2020 and 05/06/2020 respectively, duly considering the letter 6/226/2020 dated 01/06/2020 issued by the respondent No.4 addressed to the Respondent No.3 seeking for issuance of No Objection Certificate in favor of the petitioner.

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 respondent No.3, to consider and dispose of the representations made by the petitioner dated 04/03/2020 and 05/06/2020, respectively, with in the stipulated period and submit a report before this Hon'ble Court, pending disposal of the above writ petition.

Counsel for the Petitioner:SRI. CH VENKAT RAMAN
Counsel for the Respondent No. 1: GP FOR MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT
Counsel for the Respondent Nos. 2 & 3: GP FOR REVENUE
Counsel for the Respondent No. 4: SMT. BHAGYASREE, SC FOR MC

The Court made the following:

THE HON'BLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION No.23046 of 2020

ORDER:

Heard the learned counsel for the petitioner, the learned Government Pleader for Municipal Administration and Urban Development for respondent No.1, the learned Government Pleader for Revenue for respondent Nos.2 and 4, and the learned Standing Counsel for respondent No.3. With their consent, the Writ Petition is disposed of at the stage of admission.

This writ petition is filed questioning the inaction of respondent No.3 in issuing the 'No Objection Certificate' in respect of the subject lands in *spite* of the representations made by the petitioner on 04.03.2020 and 05.06.2020 respectively, duly considering the letter dated 01.06.2020 issued by respondent No.4 addressed to respondent No.3 seeking issuance of NOC in favour of the petitioner, as illegal and arbitrary.

The learned counsel for the petitioner states that the petitioner made representations on 04.03.2020 and 05.06.2020 to the respondent No.3 seeking issuance of NOC. However, no orders are passed thereon till date. Hence, he seeks a direction to respondent No.3 to dispose of the representation of the petitioner, at the earliest.

The learned Government Pleader, on instructions, states that due to Covid-19 pandemic situation and various administrative exigencies, the representations submitted by the petitioner could not be disposed of and seeks some time for passing necessary orders on the said representations.

In view of the above made submissions, the Writ Petition is disposed of directing the 3rd respondent to dispose of the representations submitted by the petitioner on 04.03.2020 and 05.06.2020 and pass necessary orders thereon, strictly in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order. A copy of the order passed by the respondent No.3 shall be communicated to the petitioner.

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. The Principle Secretary, Revenue Department, State of Telangana, Secretariat B.R.K Bhavan, Hyderabad.
2. The District Collector, Peddapalli District, Peddapalli (Karimanagar) District.
3. The Commissioner, Ramagundam Municipal Corporation, Ramagundam. Peddapalli (Karimnagar) District.
4. The Tahsildar, Ramagundam Mandal, Ramagundam, Peddapalli (Karimanagar) District.
5. One CC to Sri. Ch. Venkat Raman Advocate [OPUC]
6. One CC to SMT. Bhagyasree, Advocate (OPUC)
7. Two CCs to the GP for Municipal Administration & Urban Development, High Court for the State of Telangana. (OUT)
8. Two CCs to GP for Revenue, High Court for the State of Telangana. [OUT]
9. Two CD Copies.

PM

HIGH COURT

DATED:23/12/2020



ORDER

WP.No.23046 of 2020

Disposing of the WP
Without costs.

(12) VLV 5/1/21