

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

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

WRIT PETITION NO: 15028 OF 2014

Between:

Tulasinagar Residents Welfare Association, Regd. No.1862/04, Plot No.123,
Tulasinagar, Beside HMT Hills, Opp.JNTUC, Kukatpally, Hyderabad, Rep. by its
General Secretary Sri B.Gandhi Prasad, S/o Bhadraiah, aged about 56 yrs, R/o Plot
No: 76, Tulasinagar, Kukatpally, Hyderabad-500072

...PETITIONER

AND

1. The Government of Andhra Pradesh, Rep by its Principal Secretary, Municipal Administration, Secretariat, Hyderabad.
2. The District Collector, Ranga Reddy District
3. The Greater Hyderabad of Municipal Corporation, Rep. by its Municipal Commissioner, GHMC, Hyderabad
4. Smt A.Jhansi, W/o Sri A.Phanindra, Plot No.50, H.No.2-23-522/8, Tulasi Nagar, HMT Hills, Kukatpally, Hyderabad-500072
5. M/s. Indus Towers Ltd., Rep. by its Managing Director, Aravali Crescent,1, Nelson Crescent Road, Vasavnt Kunj, Phase II, New Delhi 110 070.

...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 an order or direction more particularly one in the nature of writ of Mandamus declaring the action of the Respondents No.2 & 3 in granting permission to the 5th Respondent for erection of Roof Top Tower(RTT) on the building of 4th Respondent in the residential area without following objections from the public, and the Petitioner, there by causing damage to the health of the public residing, which is arbitrary, bad and illegal and violation of Article-14 and Article-21 of the Constitution of India, consequently direct the Respondents No's 2 & 3 not to allow the 5th Respondent for erection of Roof Top Tower(RTT) on the building of 4th Respondent situated at Plot No.50, H.No.2-23-522/8, Tulasi Nagar, HMT Hills, Kukatpally, Hyderabad-500072 in the interest of justice

WPMP. NO: 18623 OF 2014

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's 2 & 3 not to allow the 5th Respondent for erection of Roof Top Tower(RTT) on the building of 4th Respondent situated at Plot No.50, H.No.2-23-522/B, Tulasi Nagar, HMT Hills, Kukatpally, Hyderabad-500072 in the interest of justice

Counsel for the Petitioner: SRI S. M. SUBHAN

**Counsel for the Respondent No.1: GP FOR MUNICIPAL ADMINISTRATION AND
URBAN DEVELOPMENT**

Counsel for the Respondent No.2: GP FOR REVENUE

**Counsel for the Respondent No.3: SRI SAMPATH PRABHAKAR REDDY,
S.C. FOR GHMC**

Counsel for the Respondent Nos.4 & 5: Mr. MOHD ISLAMUDDIN ANSARI

The Court made the following: ORDER

THE HON'BLE Dr. JUSTICE SHAMEEM AKTHER

WRIT PETITION No.15028 OF 2014

ORDER:

Learned counsel for the petitioner would submit that the subject matter of this Writ Petition has become infructuous.

2. Recording the said submission, the Writ Petition is dismissed as infructuous.

Miscellaneous Petitions, if any, pending in this Writ Petition shall stand closed. There shall be no order as to costs.

//TRUE COPY//

**SD/-K.SAILESHI
ASSISTANT REGISTRAR
SECTION OFFICER**

To,

1. One CC to SRI S. M. SUBHAN, Advocate [OPUC]
2. Two CCs to GP for Municipal Administration and Urban Development, High Court for the State of Telangana at Hyderabad. [OUT]
3. Two CCs to GP for Revenue, High Court for the State of Telangana at Hyderabad. [OUT]
4. One CC to Sri Sampath Prabhakar Reddy, S.C. for GHMC [OPUC]
5. One CC to Mr. MOHD ISLAMUDDIN ANSARI, Advocate [OPUC]
6. Two CD Copies.
7. One Spare Copy.

MP



HIGH COURT

DATED:31/12/2021

ORDER

WP.No.15028 of 2014



**DISMISSING THE WRIT PETITION AS INFRUCTUOUS
WITHOUT COSTS**

ATM 10
29/1/2022