

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

**THURSDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY TWO**

**PRESENT
THE HONOURABLE SRI JUSTICE K. SARATH**

WRIT PETITION NO: 17608 OF 2010

Between:

1. Mohd. Zafarullaha Khan, S/o. Bismillah Khan, Aged 60 years, Occ. Electrical Engineer,
2. Mrs. Rakshan Khan, W/o. Mohd. Zafarullaha Khan, aged 55 years, Occ. Housewife

Both at present residing at Jeddah, K.S.A

Rep.by their GPA Mohd. Yonus S/o.Mohd. Sofi, Aged 57 years, Occ. Business
R/o.H.No. 3-5-593/A, Vittalwadi, Narayanaguda, Hyderabad.

...PETITIONERS

AND

1. The Government of Andhra Pradesh, rep. by its Principal Secretary, Revenue (Assignment III) Department, Secretariat, Hyderabad.
2. The District Collector, Hyderabad District, Nampally Station Road, Hyderabad.
3. The Revenue Divisional Officer, Hyderabad Division, Nampally Station Road, Hyderabad.
4. The Tahsildar, Asifnagar Mandal, at Vijayanagar Colony, Hyderabad.

...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 writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondent No.2 to 4 in attempting to dispossess the petitioners from the three stored premises bearing M.No.10-5-1/1 (New) (Old No.8-6-1/1) Masab Tank, Hyderabad constructed on an area of 438.6 sq. yds. situated at Masab Tank, Hyderabad without due process of law or notice to the petitioners as arbitrary and illegal and against principles of natural justice.

I.A. NO: 2 OF 2010(WVMP. NO: 4086 OF 2010)

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 vacate the passed in WPMP No.22244 & 22245 of 2010 WP No.17608 of 2010 and consequently dismiss the WP

I.A. NO: 1 OF 2010(WVMP. NO: 4085 OF 2010)

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 vacate the interim order dt 28-07-2010 passed in WPMP NO.22244 & 22245 of 2010 in WP NO.17608 of 2010 and consequently dismiss the WP

I.A. NO: 3 OF 2010(WVMP. NO: 4607 OF 2010)

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 vacate the interim order dated 28-7-2010 in WP MP Nos. 22244 and 22245/2010 in WP No. 17608/2010.

I.A. NO: 4 OF 2010(WPMP. NO: 22244 OF 2010)

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 suspend the order of the 4th respondent in proceedings No, MS/861/2002 dated 15.3.2004.

I.A. NO: 5 OF 2010(WPMP. NO: 22245 OF 2010)

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 induct any third party in to three storied premises bearing M.No.10-5-1/1 (New). (Old No.8-6-1/1) Masab Tank, Hyderabad constructed on an area of 438.6 sq. yds. situated at Masab Tank, Hyderabad by dispossessing the petitioners from the same.

Counsel for the Petitioners: SRI. SYED LATEEF

Counsel for the Respondents: GP FOR REVENUE

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE K.SARATH

WRIT PETITION No.17608 of 2010

ORDER:

Learned Counsel appearing for the petitioner submits that the cause in the Writ Petition does not survive and no further orders required in this matter, thereby, the Writ Petition has become infructuous.

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

3. As sequel to it, Miscellaneous Petitions, if any pending, shall stand dismissed. No order as to costs.

//TRUE COPY//

SD/-N. SRIHARI
ASSISTANT REGISTRAR
SECTION OFFICER

- To,
1. One CC to SRI. SYED LATEEF Advocate [OPUC]
 2. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad. [OUT]
 3. Two CD Copies
 4. One Spare Copy

SDR

HIGH COURT

DATED:08/12/2022

ORDER

WP.No.17608 of 2010



DISMISSING OF THE WRIT PETITION
AS INFRUCTUOUS WITHOUT COSTS

6
HMA
19/1/2023