

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THURSDAY, THE SIXTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HON'BLE SRI JUSTICE MUMMINENI SUDHEER KUMAR

I.A.NO.3 OF 2022

IN

WRIT PETITION NO: 13977 OF 2022

Between:

Syed Yousuf Bee D/o. Syed Mahaboob Ali, R/o.482LIG, APHC Colony, Moula Ali, Hyderabad – 500040.

....PETITIONER/PROPOSED RESPONDENT

AND

1. Shaik Janimiya, S/o. Abdul Razak, age- 75 years, Occ Agriculture, R/o. Bahadurpet Village, Alair Mandal, Yadadri-Bhonagiri Dist
2. Sulthana, W/o. Late Shaik Azizulla, age- 60 years, Occ- House-Hold, R/o. Bahadurpet Village, Alair Mandal, Yadadri-Bhonagiri Dist
3. Khasim Bee, W/o. Khaja Mohinoddin, age- 70 years, Occ- House-Wife, R/o. Bahadurpet Village, Alair Mandal, Yadadri-Bhonagiri Dist
- ...RESPONDENTS/PETITIONERS
4. The State of Telangana, rep by its Principal Secretary Revenue Department Secretariat Buildings, Hyderabad
5. The District Collector, Yadadri - Bhonagiri District
6. The Revenue Divisional Officer, Bhonagiri Yadadri -Bhonagiri District
7. The Tahsildar, Alair Mandal Yadadri - Bhonagiri District
- ...RESPONDENTS/RESPONDENTS

Petition under Order 47 Rule 1 of CPC praying that for the reasons stated in Memorandum of grounds filed in support thereof, the High Court may be pleased to review the Order dated 12/04/2022 passed in WP No.13977 of 2022.

This petition coming on for hearing, upon perusing the petition and Memorandum of grounds filed in support thereof and upon hearing the arguments of Sri Nandigama Krishna Rao, counsel for the petitioner and of Sri D. Y. L. N. Charyulu, Counsel for Respondent Nos. 1 to 3 and GP for Revenue on behalf of Respondent Nos. 4 to 6, the Court made the following: **ORDER**

The petitioner herein is also claiming right and interest in respect of the land, which is the subject matter of the order passed by this Court in W.P.No.13977 of 2022 dated 12.04.2022 wherein this Court permitted the respondents 1 to 3 herein to make a fresh representation to the fifth

respondent and directed the fifth respondent herein to consider the said representation and pass orders within a period of six weeks.

As stated by learned counsel for the writ petitioners, who are the respondents 1 to 3 herein, the said representation is still pending consideration before the fifth respondent herein, as Civil Revision Petition filed in respect of the very same land is pending between the petitioner herein and the respondents 1 to 3 herein before this Court.

There is no dispute that there is rival claim by the petitioner herein against the very same property, which is being claimed by the respondents 1 to 3 over the writ petitioners' property, which is the subject matter of W.P.No.13977 of 2022. In the circumstances, this Court is of the view that the petitioner herein should be heard before any orders are passed on the representation filed by the respondents 1 to 3 herein before the fifth respondent.

Accordingly, this review application is ordered directing the fifth respondent herein to afford an opportunity of hearing to the petitioner herein before passing any orders pursuant to the order passed by this Court in W.P.No.13977 of 2022 dated 12.04.2022.

Sd/- K. AMMAJI
ASSISTANT REGISTRAR

SECTION OFFICER

//TRUE COPY//

To,

1. The District Collector, Yadadri - Bhonagiri District
2. The Revenue Divisional Officer, Bhonagiri Yadadri -Bhonagiri District
3. The Tahsildar, Alair Mandal Yadadri - Bhonagiri District
4. One CC to Sri D Y L N Charyulu Advocate [OPUC]
5. Two CCs to GP For Revenue, High Court for the State of Telangana. [OUT]
6. One CC to Sri Nandigam Krishna Rao, Advocate(OPUC)
7. Two CD Copies

MBC



HIGH COURT

MSK,J

DATED: 16/02/2023



ORDER

I.A.NO.3 OF 2022
IN

WRIT PETITION NO: 13977 OF 2022

Handwritten signature and date 04/03/2023

ORDERING THE I.A