

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

**THURSDAY, THE THIRTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SMT JUSTICE LALITHA KANNEGANTI

WRIT PETITION NO: 16638 OF 2022

Between:

Komaravelli Venu Gopal, S/o. Kailasam, Aged about 49 years, Occupation: Business. R/o. H.No.1-4-249/48/1, Behind Vijetha Hotel, Vidhyanagar, Suryapet Town and District.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Municipal Administration and Urban Development Department, BRKR Bhawan, Telangana Secretariat, Hyderabad.
2. Suryapet Municipality, Rep. by its Commissioner, Suryapet Town and 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 an appropriate Writ order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent No.2 in issuing No.10431000226515, dated 02.11.2012 for Rs.73,449/- by enhancing the property tax abnormally is as highly arbitrary, illegal, discriminatory, violative of principles of natural justice apart from violative of Articles 14 and 21 of the Constitution of India and consequently direct the respondents to not to take coercive steps in pursuant to No.10431000226515, dated 02.11.2012 for Rs.73,449/- basing on the such correction of the percentage of levy of imposing of municipal tax will correct the financial 2013, 2014, 2015, 2016 to 2022

subsequently as the respondent No.2 herein did not disposed the abnormal enhancing of high impose of tax for the year 2011-2012, without addressing the same, the respondent No.2 is not entitled to collect, calculation further financial year collection of municipal tax from the petitioner or other too, except affording opportunity under the provision of law till the disposal representation before the respondent No.2 from time to time 2012 to till date and finalise the representation.

IA NO: 1 OF 2022

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.2 to not to any early decision like locking the premises, without disposing the written objections from the petitioner in abnormal levy of municipal tax and remove the locked whatever so far without any delay.

Counsel for the Petitioner : SRI. P. N. ARUN KUMAR

Counsel for the Respondent No.1 : GP FOR MCPL ADMN & URBAN DEV

Counsel for the Respondent No.2 : SRI. N. PRAVEEN KUMAR, SC FOR MUNICIPALITIES

The Court made the following : ORDER

THE HONORABLE SMT JUSTICE LALITHA KANNEGANTI

W.P.No.16638 of 2022

ORDER

This writ petition is filed questioning the action of respondent No.2 in issuing the demand notice dated 02.11.2012 for payment of Rs.73,449/- by enhancing the property tax abnormally, as illegal and arbitrary.

2. Heard learned counsel for the petitioner Mr. P.N.Arun Kumar, learned Government Pleader for Municipal Administration and Urban Development for respondent No.1 and Mr. N. Praveen Kumar, learned Standing Counsel for respondent No.2.

3. Learned counsel for the petitioner submits that though the petitioner has approached respondent No.2 by making written submissions to review the enhancement of more than 600% times of hike in the levy of tax, he failed to consider the same and hence, he is constrained to approach this Court.

4. A perusal of the avowments in the writ affidavit shows that the writ petition suffers from latches. Hence, the Writ Petition is dismissed. No order as to costs.

5. Miscellaneous petitions, if any pending in this writ petition, shall stand dismissed.

**SD/-K.ONESIM
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI. P. N. ARUN KUMAR, Advocate. [OPUC]
2. Two CCs to GP FOR MCPL ADMN & URBAN DEV, High Court for the State of Telangana at Hyderabad, [OUT]

3. One CC to Sri. N. Praveen Kumar, SC for Municipalities. [OPUC]
4. Two CD Copies
5. One Spare Copy

TR

BS

V. J.

HIGH COURT

DATED:31/03/2022



ORDER

WP.No.16638 of 2022

DISMISSING THE WRIT PETITION
WITHOUT COSTS

(6) VW
29/4/22