

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

**TUESDAY, THE TWENTY SIXTH DAY OF JULY
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HON'BLE SRI JUSTICE MUMMINENI SUDHEER KUMAR

WRIT PETITION NO: 25873 OF 2022

Between:

Md. Abbas Gori, S/o. Md. Jahangir Gori (Late), Age 34 years, Occ. Business,
R/o. H. No. 43-448/3A, RTC Colony, Moula Ali, Malkajgiri, Medchal-Malkajgiri
District -500040.

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary, Stamps and Registrations Department, Secretariat, Hyderabad.
2. The Sub-Registrar, Malkajgiri, Medchal-Malkajgiri District.
3. The Telangana State Wakf Board, Represented by its Chief Executive Officer, Huz House, Nampally, 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 a writ or order or direction more particularly in the nature writ of mandamus declaring the action of the Respondent No. 2 in not entertain, the sale deed that may be presented by Petitioner in respect of House No. 43-376/N-3 (old No. 43-376/1A) on Plot No. 114 and 116 in Survey No. 411, admeasuring to an extent of 104 Sq. Yards, situated at Dr. N.A. KIM Nagar, Near RTC Colony, Moula Ali under Malkajgiri Municipality and Mandal, Medchal-Malkajgiri District the then Ranga Reddy District as illegal, arbitrary and violative of principles of natural justice and against to the provisions of law and contrary to rights guaranteed under 300-A of Constitution of India and consequently direct the Respondent No. 2 to entertain the registration of the sale deed, to receive, process, register and release the sale deed presented by the petitioner without insisting no-objection certificate (NOC) from the 3rd Respondent.

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 receive, register and release the sale deed that may be presented by the Petitioner in respect of open Plot No. 19, in Survey No. 418/1, 419/1 (forming Part of House No. 43-449/35/1), admeasuring to an extent of 100 Sq. Yards, (covered under Block No. 43), situated at RTC Colony, Ranga Reddy Nagar, Moula Ali, Malkajgiri, under GIMC of Malkajgiri Circle, Medchal-Malkajgiri District, pending disposal of the main writ petition, in the interest of justice.

Counsel for the Potitioner: SRI SURYA BALU MAHENDRA

Counsel for the Respondent Nos. 1 & 2:

GP FOR STAMPS AND REGISTRATION

Counsel for the Respondent No.3: SRI ABU AKRAM, SC FOR WAKF BOARD

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE MUMMINENI SUDHEER KUMAR

WRIT PETITION No.25873 of 2022

ORDER:

Learned counsel for the petitioners filed a letter, dated 25.07.2022, in the Registry seeking permission of this Court to withdraw the Writ Petition with liberty to file a fresh writ petition.

2. Permission, as sought for, is accorded.
3. Accordingly, the Writ Petition is dismissed as withdrawn granting liberty as sought for by the petitioners.

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

//TRUE COPY//

SD/-N.RAJA GOPAL
ASSISTANT REGISTRAR
[Signature]
SECTION OFFICER

To,

1. One CC to SRI SURYA BALU MAHENDRA, Advocate [OPUC]
2. Two CCs to GP for Stamps and Registration, High Court for the State of Telangana at Hyderabad. [OUT]
3. One CC to SRI ABU AKRAM, S.C. for Wakf Board [OPUC]
4. Two CD Copies.
5. One Spare Copy

MP
SB

[Signature]

HIGH COURT

DATED:26/07/2022

ORDER

WP.No.25873 of 2022



DISMISSING THE WRIT PETITION AS WITHDRAWN
WITHOUT COSTS

② copies
Sm
7/9/22