

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

WEDNESDAY, THE THIRTIETH DAY OF MARCH
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION NO: 27497 OF 2021

Between:

V. Gopal Rao, S/o. Subba Rao, aged about 56 years, Occupation- Business, R/o. Quarter No.A/10/A, Main Hospital Area, A-Power House Basti, Kothagudem Town, Bhadradi, Kothagudem District.

...PETITIONER

AND

1. The District Collector, (Appellate Authority under Section 121 of the Telangana Panchayati Raj Act 2018), Bhadradi Kotandugem District.
2. The District Panchayat Officer, Government of Telangana, Ramnagar, Vidyanagar Colony, Chunchupalli Mandal, Bhadradi Kothagudem District.
3. The Vidyanagar Colony Gram Panchayat, rep.by its Panchayat Secretary, Chunchupalli Mandal, Bhadradi Kothagudem District.
4. The State of Telangana, rep. by its Secretary, Panchayati Raj and Rural Development Department, Secretariat, 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 of Certiorari or any other appropriate writ and quash the appellate order of the 1st Respondent in Appeal Suit No.02/2021 dated 15/09/2021 to the extent it requires the petitioner to make a fresh building application, after recording a finding that the refusal of building permission proceeding of the Gram Panchayat in Rc. No.E0/206/2019 dated 29/11/2019 are set aside and direct the respondents not to interfere with the construction activity of the petitioner which has been commenced after submitting building application dated 25/11/2019 and representation dated 31/12/2019 in the land admeasuring 1200 sq.yds in Sy.No.48/1.and 47/5 consisting of House No.3-2-134/2 of Vidyanagar Colony Gram Panchayat, Chunchupalli village and Mandal, Bhadradi-Kothagudem and grant.

I.A.NO:2 OF 2021

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 operation and effect of the appellate order of the 1st Respondent in Appeal Suit No.02 of 2021 dated 15/09/2021 to the extent it requires the petitioner to make fresh building application giving liberty to the 3rd Respondent to pass orders thereon, pending disposal of the Writ Petition and grant.

I.A.NO:1 OF 2021

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 interfere with the construction activity of the petitioner which has been commenced after submitting building application dated 25.11.2019 and representation dated 31.12.2019 in the land admeasuring 1200 sq.yds in Sy.No.48/1 and 47/5 consisting of House No.3-2-134/2 of Vidyanagar Colony Gram Panchayat, Chunchupalli village and Mandal, Bhadradri-Kothagudem district, pending disposal of the Writ Petition and grant.

Counsel for the Petitioner : SRI.D.B.CHAITANYA

Counsel for the Respondent Nos.1, 2 & 4 :GP FOR PANCHAYAT RAJ RURAL DEV

Counsel for the Respondent No.3 : SRI.C.KALYAN RAO

The Court made the following ORDER

THE HON'BLE SRI JUSTICE A. ABHISHEK REDDY

WRIT PETITION No.27497 of 2021

ORDER:

Learned counsel for the petitioner seeks permission of this Court to withdraw the present Writ Petition.

Permission is accorded and the present Writ Petition is dismissed as withdrawn.

Miscellaneous applications, if any pending, shall stand closed. There shall be no order as to costs.

//TRUE COPY//

SD/-L.SIVA PARVATHI
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. Two CCs to GP FOR PANCHAYAT RAJ AND RURAL DEV, High Court for the State of Telangana at Hyderabad. [OUT]
2. One CC to SRI.D.B.CHAITANYA, Advocate [OPUC]
3. One CC to SRI.C.KALYAN RAO, Advocate [OPUC]
4. Two CD Copies

S.A

BS

HIGH COURT

DATED:30/03/2022



ORDER

WP.No.27497 of 2021

DISMISSING THE W.P

FOR NON – PROSECUTION WITHOUT COSTS.

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M.A.
6/6/22