

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

(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF MARCH
TWO THOUSAND AND TWENTY THREE
PRESENT

THE HON'BLE SRI JUSTICE C.V. BHASKAR REDDY
WRIT PETITION NO: 154 OF 2023

Between:

M/s Qureshi Traders, rep. by its Manager, Mohammed Zaheer S/o Mohd. Khaja, # 2-3-645/C/13, Azad Nagar, Hyderabad - 500 013.

...PETITIONER(S)

AND

1. The State of Telangana, rep. by Principal Secretary, Municipal Administration & Urban Development Department Secretariat, Hyderabad.
2. Nizamabad Municipal Co-operation, Rep. by its Commissioner, Nizamabad 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 inaction of the respondent No. 2 herein in according permission to lift the Chicken Waste material from the Chicken shops existing within the jurisdiction of the 2nd respondent at our costs, inspite of the written representation dt. 19-09-2022 followed by personal visits, as being illegal, arbitrary, unjust and unconstitutional;

IA NO: 1 OF 2023

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 herein to forthwith accord permission to the petitioner herein to lift the chicken waste material from the chicken shop within the jurisdiction of the 2nd respondent as was granted by the Adilabad and Nirmal Municipalities by considering the representation dt. 19-09-2022;

Counsel for the Petitioner

:SRI. M LAYEEQ KHAN

Counsel for the Respondents

: GP FOR MCPL ADMN URBAN DEV

The Court made the following:

HON'BLE SRI JUSTICE C. V. BHASKAR REDDY

WRIT PETITION No. 154 of 2023

ORDER:

The writ petition has been filed seeking to declare inaction of respondent No.2 – Nijamabad Municipality in according permission to lift the chicken waste material from the chicken shops inspite of written representation dated 19.09.2022, as illegal and arbitrary

2. Learned counsel appearing for the writ petitioner submitted that since the petitioner has made a representation dated 19.09.2022 with the respondent-Municipality for purchasing the chicken waste material from the markets, they have not considered the representation.

3. Sri Satyam Reddy, learned counsel appearing for the respondent-Municipality submitted that now, they have taken a decision to not to supply chicken waste material to the petitioner and the Municipal authorities

they themselves want to conduct auction or they want to take up the disposal of the chicken waste material.

4. Therefore, petitioner is given liberty to make appropriate application to the respondents for consideration of the same as per their policy.

5. With the above observations, this writ petition is disposed of. No order as to costs.

As a sequel, the miscellaneous petitions, if any pending in the Writ Petition, shall also stand closed.

SD/-MOHD.SANAULLAH ANSARI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration and Urban Development Department, State of Telangana, Secretariat, Hyderabad.
2. The Commissioner, Nizamabad Municipality Corporation, Nizamabad District.
3. One CC to SRI. M LAYEEQ KHAN, Advocate [OPUC]
4. Two CCs to GP FOR MCPL ADMN URBAN DEV, High Court for the State of Telangana. [OUT]
5. Two CD Copies

HIGH COURT

CVBR, J

DATED:06/03/2023

ORDER

WP.No.154 of 2023

**WRIT PETITION IS DISPOSED
OF WITHOUT COSTS**

