

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

**THURSDAY, THE TWENTY EIGHTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE K. SARATH

WRIT PETITION NO: 10546 OF 2013

Between:

1. M. Madhu Mohan Reddy, S/o M.Saikumar Reddy, Aged 35 years, R/o Plot No. 8 and 9, Sai Nagar, Peerzadiguda, Ghatkesar Mandal, Rangareddy Dist.
2. T.Chandrakala, W/o M.Sai Kumar Reddy, Aged 61 years, R/o Plot No. 7, Sai Nagar, Peerzadiguda, Ghatkesar Mandal, Rangareddy Dist.

...PETITIONERS

AND

1. The State of Andhra Pradesh, Rep. by its Secretary, Panchayath Raj and Rural Development, Secretariat Buildings, Hyderabad,
2. The District Panchayath Officer, Rangareddy District, Hyderabad.
3. The Secretary, Gram Panchayaht, Peerzadiguda, Ghatkesar Mandal, Rangareddy 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 a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus-

- (i) To declare the proceedings issued by the third respondent herein vide letter No.GPP/Spl/ 2013 dated 18.01.2013 served on the watchman of the building on 5.3.2013, which was brought to the notice of the petitioners only on 06.04.2013, issued under Sec. 121 of the A.P. Gram Panchayath Act, 1994 directing them to remove the third and fourth floors being constructed in Sy. No. 54, Plot Nos. 7,8 and 9 of Peerzadiguda village, Ghatkesar Mandal, Rangareddy District, without issuing prior notice to them, as illegal, arbitrary, unjust apart from being

violative of principles of natural justice and against the powers vested in the third respondent and the mandatory provisions under the A.P. Gram Panchayath Act, 1994 and

- (ii) To consequently set aside the same by directing the third respondents herein not to demolish the constructions raised by the petitioner in their land in Sy. No. 54, Plot Nos. 7,8 and 9 of Peerzadiguda village, Ghatkesar Mandal, Rangareddy District.

I.A. NO: 1 OF 2013(WPMP. NO: 13081 OF 2013)

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 impugned proceedings Letter No. GPP/Spl/2013 dated 18.01.2013, which was served on the watchman of the building on 5.3.2013 who has brought to the notice of the petitioners only on 06.04.2013.

Counsel for the Petitioners: SRI PRABHAKAR CHIKKUDU

Counsel for the Respondent No.1 & 2: GP FOR PANCHAYAT RAJ&RURAL DEV

**Counsel for the Respondent No.3: SRI P.RAGHAVENDOR REDDY,
SC FOR GRAM PANCHAYAT**

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE K.SARATH

WRIT PETITION No.10546 OF 2013

ORDER:

Today when the matter is taken up for hearing the learned Counsel for petitioners submit that the cause in the present Writ Petition does not survive and thereby the Writ Petition has become infructuous.

2. Recording the aforementioned submission, the Writ Petition is dismissed as infructuous.

3. As sequel to it, Miscellaneous Petitions pending, if any, shall stand closed. No order as to costs.

//TRUE COPY//

**SD/- L. SIVA PARVATHI
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to SRI PRABHAKAR CHIKKUDU, Advocate [OPUC]
2. One CC to SRI P.RAGHAVENDOR REDDY, SC FOR GRAM PANCHAYAT [OPUC]
3. Two CCs to GP FOR PANCHAYAT RAJ & RURAL DEV, High Court for the State of Telangana at Hyderabad [OUT]
4. Two CD Copies

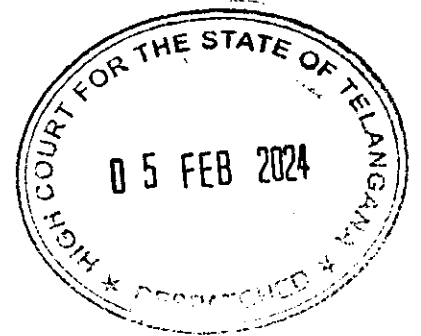
BSR

GJP

Hwt

HIGH COURT

DATED: 28/12/2023



ORDER

WP.No.10546 of 2013

**DISMISSING THE WRIT PETITION
AS INFRACTUOUS,
WITHOUT COSTS**

7
30/1/24
Hv+