

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

**THURSDAY, THE TWELFTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

**THE HONOURABLE THE CHIEF JUSTICE ALOK ARADHE
AND
THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR**

WRIT APPEAL NO: 279 OF 2010

Writ Appeal under clause 15 of the Letters Patent filed against the order dated 1.12.2009 and made in WP.No.14077 of 2007 and pass on the file of the High Court.

Between:

Smt. Santosh Varma, W/o. R.K. Varma Housewife, R/o. Rajouri Gardens, Block 50 New Delhi-110 027, Rep. by her GPA Holder Sri G.V. Rama Krishna Rao, S/o. G.L.Narasimha Rao, aged 66 yrs, Occ: Retired Officer, R/o. 12-13-241, Street No.15, Tamaka, Secunderabad-7.

**...APPELLANT/
PETITIONER**

AND

1. The Greater Municipal Corporation of Hyderabad, Rep. by, its Commissioner, at Secunderabad (North Zone), Secunderabad.
2. Rabia Asif Mirza, W/o. Late Asif Mirza, Aged about 70 years, Occ: Housewife, H.No. 1-86, Habsiguda, Ranga Reddy District.

**...RESPONDENTS/
RESPONDENTS**

I.A. NO: 1 OF 2010(WAMP. NO: 636 OF 2010)

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 Building Plan sanctioned in Proceedings No.D/.BA/369/2006 dated 11.4.2007 issued by the 1st respondent in favour of the 2nd respondent pending disposal of the above writ appeal.

I.A. NO: 1 OF 2013(WAMP. NO: 1327 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 permit Smt. Rekha Keshap, Sri R.K.Verma, Akhilesh Keshap and Rahul Keshap to come on record in W.A.No.279/2010 as Appellants 2 to 5 being the Legal Representatives of the original deceased Appellant, rep. by Sri G.V.Ramakrishna Rao as their G.P.A. Holder.

**Counsel for the Appellant: SRI SUMAN FOR SRI SRINIVAS POLAVARAPU
Counsel for the Respondent No.1: SRI M.DURGA PRASAD, SC FOR GHMC
Counsel for the Respondent No.2: SRI A.RAVINDER REDDY**

The Court made the following: JUDGMENT

THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE

AND

THE HON'BLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT APPEAL No.279 of 2010

JUDGMENT: *(Per the Hon'ble the Chief Justice Alok Aradhe)*

Mr. Suman, learned counsel representing Mr. Srinivas Polavarapu, learned counsel for the appellant.

Mr. M.Durga Prasad, learned Standing Counsel for Greater Hyderabad Municipal Corporation (GHMC) for respondent No.1.

2. Learned counsel for the appellant submits that on account of efflux of time, the issue involved in this appeal which essentially pertains to validity of building permission does not survive for consideration.

3. In view of aforesaid submission, the Writ Appeal is dismissed as infructuous. There shall be no order as to costs.

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Miscellaneous applications, if any pending, shall
stand closed.

SD/-M. RAMANA KRISHNA
DEPUTY REGISTRAR

SECTION OFFICER

//TRUE COPY//

To

1. One CC to SRI SRINIVAS POLAVARAPU, Advocate [OPUC]
2. One CC to SRI M.DURGA PRASAD, SC FOR GHMC [OPUC]
3. One CC to SRI A.RAVINDER REDDY, Advocate [OPUC]
4. Two CD Copies

PSK.
GJP



HIGH COURT

DATED:12/10/2023

JUDGMENT

WA.No.279 of 2010



**DISMISSING THE WRIT APPEAL
AS INFRACTUOUS WITHOUT COSTS.**

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REMA
03/10/2023