

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

**TUESDAY, THE FIFTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

WRIT PETITION NO: 1549 OF 2013

Between:

Smt. K.P. Chandini, W/o: late Vasantha Kumar, Aged 59 years, Occ: Govt. Employee, R/o H.No.12-11-1581/1, Raghavendra Nagar Warasiguda, Secunderabad

...PETITIONER

AND

1. The Greater Hyderabad Municipal Corporation, Rep. by its Commissioner, Circle No.XVIII Secunderabad.
2. Md. Gouse, S/o: Mohd. Khaza, Aged 60 years, Occ: Retd. Employee, R/o H.No.12-11-1581, Boudha Nagar Warasiguda, Secunderabad

...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 any appropriate Writ, order or direction preferably a writ in the nature of Writ of Mandamus, declaring the action of the 1st respondent in not disposing of the representations dated 16-3-2012, 2-4-2012 and 18-12-2012, as intentional, illegal, arbitrary, malafidy, and abdication of their duties, and consequently direct the 1st respondent to take appropriate action against the 2nd respondent for the illegal construction undertaken by disposing of the representations of the petitioner in the interests of justice.

I.A. NO: 1 OF 2013(WPMP. NO: 1867 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 direct the 1st respondent to stop the construction undertaken by the 2nd respondent

without any sanctioned plan at Boudhanagar, Warasiguda, Secunderabad, pending disposal of the writ petition, in the interests of justice.

Counsel for the Petitioner: SRI KOTHAPALLI SAI SRI HARSHA

Counsel for the Respondent No.1: SRI. K RAVINDER REDDY (SC FOR GHMC)

Counsel for the Respondent No.2: SRI. B. MAHENDER REDDY

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T. VINOD KUMAR

Writ Petition No.1549 of 2013

ORDER:

This Writ Petition is filed for issuance of a *Writ of Mandamus* to declare the action of the 1st respondent in not disposing of the representations dt.16.03.2012, 02.04.2012 and 18.12.2012, as being illegal and arbitrary.

2. When the Writ Petition is taken up for hearing, learned counsel for the petitioner as well as learned Standing Counsel, appearing for respondent No.1 – Corporation are *consensus ad idem* that the respondent authorities have acted upon the representations submitted by the petitioner by demolishing the encroachment and the unauthorized construction made by the unofficial respondent in the petitioner's property.

3. Learned counsel for the petitioner further submits that the petitioner as well as the 2nd respondent have entered into an understanding that each of the parties should not encroach into other's property in future.

4. Having regard to the submissions made as above, since the grievance of the petitioner in the present writ petition has been duly

addressed by the respondents authorities, this Court is of the view that no further orders are necessary to be passed in the Writ Petition.

5. Accordingly, the Writ Petition is closed. Miscellaneous petitions, if any, pending in this writ petition shall stand closed. No order as to costs.

//TRUE COPY//

SD/-V.KAVITHA
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to Sri Kothapalli Sai Sri Harsha, Advocate [OPUC]
2. One CC to Sri K. Ravinder Reddy (SC for GHMC) [OPUC]
3. One CC to Sri B. Mahender Reddy, Advocate [OPUC]
4. Two CD Copies

T J
gjp



HIGH COURT

DATED:05/12/2023

ORDER

WP.No.1549 of 2013



**CLOSING THE WRIT PETITION
WITHOUT COSTS.**

⑥ 23/12/23