

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

**MONDAY, THE FIFTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE J. SREENIVAS RAO

WRIT PETITION NO: 10509 OF 2017

Between:

Abdul Gaffar, Age 65 years, S/o. Shaik Hussain, Occ Agriculturist, R/o. Konapur Village, Kammarpally Mandal, Nizamabad District.

...PETITIONER

AND

1. The State of Telangana, rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Nizamabad.
3. The Revenue Divisional Officer, Nizamabad.
4. The Tahsildar, Kammarpally Mandal, Nizamabad District.
5. The Asst. Executive Engineer, Panchayat Raj Department, Kammarpally Mandal, 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 a writ, order or a direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in raising a Tank in the petitioners land in Survey No. 178 and 180, situated at Konapur Village, Kammarpally Mandal, Nizamabad District and closing the sluice gate in the petitioners land in Survey No. 178 and 180, as being illegal, arbitrary, unreasonable and violative of Articles 21 and 300-A of the Constitution of India, apart from being violative of principles of natural justice and issue a consequential direction directing the respondents to forthwith open the sluice gate of the Tank created in the petitioners land in the above said survey number and to release the water from the petitioners land.

(Prayer is amended as per C.O. dated 06.04.2017 in WPMP No.14651/17)

I.A. NO: 1 OF 2017(WPMP. NO: 13023 OF 2017)

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 to open the sluice gate for the newly formed tank in my land for release of the water in Survey No. 210 part, situated at Konapur Village, Kammarpally Mandal, Nizamabad District, pending disposal of the writ petition.

Counsel for the Petitioner: SRI D. BHASKAR REDDY

Counsel for the Respondent No.1 to 4: GP FOR REVENUE

Counsel for the Respondent No.5: GP FOR PANCHAYAT RAJ

The Court made the following: ORDER

HON'BLE SRI JUSTICE J. SREENIVAS RAO

WRIT PETITION No. 10509 of 2017

ORDER:

Basing on the letter addressed by the learned counsel for the petitioner to the Registrar (Judicial), dated 01.02.2024, this matter is listed today under the caption "For Withdrawal".

2. In view of the reasons assigned in the letter dated 01.02.2024, the Writ Petition is dismissed as withdrawn. No costs.

As a sequel, the miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

**SD/-A.V.S.PRASAD
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to SRI D. BHASKAR REDDY, Advocate [OPUC]
2. Two CCs to GP FOR REVENUE, High Court for the State of Telangana. [OUT]
3. Two CCs to GP FOR PANCHAYAT RAJ, High Court for the State of Telangana at Hyderabad. [OUT]
4. Two CD Copies

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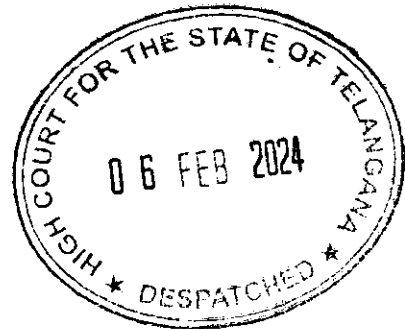
GJP



CC TODAY

HIGH COURT

DATED:05/02/2024



ORDER

WP.No.10509 of 2017

DISMISSING THE WRIT PETITION
AS WITHDRAWN
WITHOUT COSTS

MA
5/2/24