

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

MONDAY, THE TWENTY SIXTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

**THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE
AND
THE HON'BLE SRI JUSTICE N.V.SHRAVAN KUMAR**

WRIT PETITION No.10038 OF 2010

Between:

1. Dr. M. Nagabhushanam, S/o. M. Ramakrishnaiah, Aged 68 years, Retired as Professor R/o. Plot No. 211, B-Block, Paragoan Venkatadri Apartments, Barkathpura, Hyderabad Past State PResident of A.P. Govt. Doctors, Association, Putlibowli, Hyderabad.
2. Dr. M. Venkateshwar Rao, S/o.M. Laxminarsimha Rao, Aged 66 years, Retired Professor and Ex. Treasurer of Govt. Civil Asst. Surgeons Association R/o. Plot No. 82 Abhyudaya Nagar, Chintalkunta, Hyderabad - 74
3. Dr. T.V. Krishna Rao, S/o.T.Appa Rao, Aged 75 years, Retired Superintendent of Govt. ENT Hospital R/o. H.no. 5-9-30/1/27/AB Basheerabagh Palace, Hyderabad

...PETITIONERS

AND

1. The Government of Andhra Pradesh, Rep. by its Secretary Revenue Department Secretariat, Hyderabad
2. The Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad
3. The District Collector, Hyderabad District, Hyderabad
4. The Superintendent, Government E.N.T. Hospital Koti, Hyderabad
5. Andhra Pradesh Government Doctor's Association, Putlibowli, Hyderabad Rep. by its President
6. A.Venkatesh, S/o. A.Balaram R/o. H.no. 5-1-513/2 to 6, Putlibowli, Hyderabad
7. A.Ramesh, S/o. A.Balaram R/o. H.no. 5-1-513/2 to 6, Putlibowli, Hyderabad
8. A.Krishna, S/o. A.Balaram R/o. H.no. 5-1-513/2 to 6, Putlibowli, Hyderabad
9. M. Srinivas, S/o. Linga Reddy, 42 years, R/o. B-12, Flat -1, Baghlingampally, Hyderabad - 44

Respondent No.9 is impleaded as per Court Order dated 07-03-2011 in W.P.M.P.No.32237 of 2010.

...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 particularly one in the nature of writ of Mandamus (1) declaring the impugned G.O.Ms. Nos. 627, 628 and 629 dated 24.6.2009 as illegal, without jurisdiction and set aside the same in public interest (PIL) and (2) to direct the 1st respondent to investigate and find any malafide intention and deliberate neglect of the duty to protect the government property on the part of the officials involved in decision making process to transfer the rights by means of impugned G.O.Ms.No. 627 to 629 dated 24.6.2009 in favour of Respondents 6 to 8 and take appropriate action against erring officials in accordance with law.

I.A. NO: 1 OF 2010(WPMP. NO: 12893 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 issue an injunction against the respondents 6 to 8 not to enter or interfere with the possession and enjoyment of land in respect of 3,831 sq. yards covered under the impugned G.O.Ms.Nos. 627 to 629 dated 24.6.2009.

I.A. NO: 2 OF 2010(WPMP. NO: 15434 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 permit the petitioners to file this additional Affidavit to be treated as part and parcel of writ petition No.10038/2010.

Counsel for the Petitioner: SRI A. SURESH FOR SRI. S LAKSHMA REDDY

**Counsel for the Respondent Nos.1 to 4: SRI D. SRIKANTH,
AGP FOR ADVOCATE GENERAL**

Counsel for the Respondent No.5: SRI K. KRISHNA REDDY

Counsel for the Respondent No.9: SRI SURESH KUMAR POTTURI

Counsel for the Respondent Nos. 6 to 8: SRI S. SRINIVAS REDDY

The Court made the following: ORDER

**THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE
AND
THE HON'BLE SRI JUSTICE N.V.SHRAVAN KUMAR**

WRIT PETITION No.10038 of 2010

ORDER: (per the Hon'ble the Chief Justice Alok Aradhe)

Mr. A. Suresh, learned counsel appears for
Mr. S. Lakshma Reddy, learned counsel appears for the
petitioners.

Mr. D. Srikanth, learned Assistant Government Pleader
attached to the Office of learned Advocate General appears for
respondent Nos.1 to 4.

2. Learned counsel for the petitioners submits that on
account of efflux of time, the issue involved in the Writ
Petition has been rendered infructuous.

3. In view of aforesaid submission, the Writ Petition is
dismissed as infructuous.

Miscellaneous applications, if any pending, shall stand
closed. There shall be no order as to costs.

SD/- MOHD. SANAULLAH ANSARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI S. LAKSHMA REDDY, Advocate [OPUC]
2. Two CCs to the Advocate General, High Court for the State of Telangana at Hyderabad [OUT]
3. One CC to SRI K. KRISHNA REDDY, Advocate [OPUC]
4. One CC to SRI SURESH KUMAR POTTURI, Advocate [OPUC]
5. One CC to SRI S. SRINIVAS REDDY, Advocate [OPUC]
6. Two CD Copies

MP

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HIGH COURT

DATED:26/02/2024



ORDER

WP.No.10038 of 2010

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

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16/2/24

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