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

WEDNESDAY, THE TWENTY FIRST DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FOUR

**PRESENT**

**THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY**

**WRIT PETITION NO: 4463 OF 2024**

**Between:**

1. Anumula Bhasker, S/o. A. Karunakar, Age 35 Years, Occ. Business, R/o. H.No.5-18, Neelojipally Village, Kodhurupaka, Boinpally Mandal, Rajanna Siricilla District.
2. Ellandula Chiranjeevi, S/o. Lingaiah, Age 45 years, Occ. Business, R/o. H.No.F200, O.C.C Colony, Devapur Village, Kashipet Mandal, Mancherial District.

**...PETITIONERS**

**AND**

1. The State of Telangana, Rep. by its Principal Secretary, Home Department, Secretariat, Hyderabad.
2. The Commissioner of Police, Karimnagar Police Commissionerate. Karimnagar.
3. The Assistant Commissioner of Police, Economic Offences Wing, attached to CP Karimnagar, Karimnagar.
4. The Sub- Inspector, C.P Head Quarters, Economic Offences Wing, Karimnagar.

**...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 declaring the high handed action of the Respondents No.2 to 4 in interfering with the civil disputes and harassing the petitioners as being illegal, arbitrary, unreasonable and violation of Article 300-A of the Constitution of India and consequently to direct the Respondent no.2 to 4 not to harass the petitioners in connection with the pending civil dispute vide O.S.No. 65 of 2022 before the Hon'ble IV Additional District Judge, Karimnagar pertaining

to the open plot Admeasuring 584.33 Sq. Yds., in Sy. No. 1374/A, Situated at Subhashnagar Locality, Karimnagar Town, in the interest of justice.

**IA NO: 1 OF 2024**

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 No. 2 to 4 herein not to harass the petitioners in connection with the pending civil dispute vide O.S.No. 65 of 2022 before the Hon'ble IV Additional District Judge, Karimnagar pertaining to the open plot Admeasuring 584.33 Sq. Yds., in Sy. No. 1374/A, Situated at Subhashnagar Locality, Karimnagar Town pending disposal of the main writ petition.

**Counsel for the Petitioners: M/s. NIMMALA SAMANVITHA**

**Counsel for the Respondents: AGP FOR HOME**

**The Court made the following: ORDER**

**HON'BLE SRI JUSTICE C.V. BHASKAR REDDY**

**WRIT PETITION No.4463 of 2024**

**ORDER**:

This writ petition is filed seeking the following relief:-

> "...to issue a Writ, Order or direction more particularly one in the nature of WRIT OF MANDAMUS declaring the high handed action of Respondents Nos.2 to 4 in interfering with the civil disputes and harassing the petitioners as being illegal, arbitrary, unreasonable and violation of Article 300-A of the Constitution of India and consequently to direct Respondent Nos.2 to 4 not to harass the petitioners in connection with the pending civil dispute *vide* O.S.No.65 of 2022 before the IV Additional District Judge, Karimnagar, pertaining to the open plot admeasuring 584.33 square yards in Sy.No.1374/A situated at Subhashnagar Locality, Karimnagar Town..."

2. The case of the petitioners is that they are the absolute owners and possessors of the open plot admeasuring 584.33 square yards in Sy.No.1374/A situated at Subhashnagar locality, Karimnagar Town, having acquired the same under registered sale deed bearing document No.8160 of 2022, dated 19.07.2022. It is

the further case of the petitioners that their vendors and their predecessors-in-interest have also purchased the said property through registered sale deeds bearing document Nos.4869 of 2018 and 1516 of 2019, dated 02.05.2018 and 12.02.2019, respectively. It is the further case of the petitioners is that disputing their ownership and title over the subject land, which was purchased through registered sale deed, one Kankanala Lavanya @ Arram lavanya, had instituted a suit for declaration of title and consequential injunction *vide* O.S.No.65 of 2022 on the file of the IV Additional District Judge, Karimnagar. The grievance of the petitioners in this writ petition is that pending adjudication of the said suit, at the instance of the plaintiff in the said suit, respondent Nos.3 and 4 are frequently summoning them to the police station and forcing them to enter into a compromise/settlement with the plaintiff in the suit as per the terms dictated by her that too without registration of any case and without following the due procedure as contemplated in law.

3. Learned Assistant Government Pleader for Home appearing for the respondents-police, on instructions, would submit that one K.Lavanya, who is the plaintiff in O.S.No.65 of 2022 on the file of the IV Additional District Judge, Karimnagar, has made a complaint against the petitioners and acting on the said complaint, respondent No.4 made an entry in the general diary of the police station and conducted investigation. It is further submitted by the learned Assistant Government Pleader that the police will take appropriate action strictly in accordance with law if the presence of the petitioners is required for the purpose of investigation in any case.

4. In view of the above submissions, this Court deems it appropriate to dispose of the writ petition directing respondent Nos.3 and 4 not to interfere with the civil disputes in O.S.No.65 of 2022 on the file of the IV Additional District Judge, Karimnagar, in any manner and if the presence of the petitioners is required for the purpose of investigation in any case, respondent Nos.3 and 4 are directed to follow due procedure in accordance with law.

5. With the above observations, the Writ Petition is disposed of. There shall be no order as to costs.

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

**SD/- C. PRAVEEN KUMAR**
**ASSISTANT REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

**To,**

1. The Principal Secretary, Home Department, Secretariat, Hyderabad, State of Telangana.
2. The Commissioner of Police, Karimnagar Police Commissionerate. Karimnagar.
3. The Assistant Commissioner of Police, Economic Offences Wing, attached to CP Karimnagar, Karimnagar.
4. The Sub-Inspector, C.P Head Quarters, Economic Offences Wing, Karimnagar.
5. One CC to M/s. NIMMALA SAMANVITHA, Advocate [OPUC]
6. Two CCs to GP FOR HOME, High Court for the State of Telangana at Hyderabad [OUT]
7. Two CD Copies

BSR
GJP

**HIGH COURT**

**DATED: 21/02/2024**




**ORDER**

**WP.No.4463 of 2024**

**DISPOSING OF THE WRIT PETITION,**

**WITHOUT COSTS**

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26/2/24