

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

THURSDAY, THE EIGHTEENTH DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE K. SARATH

WRIT PETITION NO: 25265 OF 2013

Between:

1. R. Venu Kumar, S/o. Hanumaiah, aged about 42 years, Occ. Business, R/o. Dornakal Village and Mandal, Warangal District.
2. R. Shyamsunder, S/o. Hanumaiah, aged about 45 years, Occ. Rly Employee, Rio. Dornakal Village and Mandal, Warangal District.
3. Vudepu Seetheswara Rao, S/o. Late Gopal Rao, aged 56 years, Occ. Rly Employee, R/o.3-1-33, Main Road, Dornakal Village and Mandal, Warangal District.

...PETITIONERS

AND

1. The Panchayat Secretary, Gram Panchayat, Dornakal, Dornakal Mandal, Warangal District.
2. The District Panchayat Officer, Warangal, Warangal District.
3. Church of South India, rep. by its Reverend Dr. B.S. Devamani, Bishop, Bishops House, Ephiphany Cathedral Compound, Dornakal Village and Mandal, Warangal 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 an appropriate Writ, Order or direction, preferably one in the nature of Writ of mandamus, declaring the action of the 1st respondent in not taking any action against the 3rd respondent with regard to construction of Shopping Complex earmarked for public road in Sy.Nos.133, 134, 135 and 136 situated at Dornakal Village and Mandal, Warangal District, as arbitrary, illegal and contrary to Section 261 of A.P. Panchayat Raj Act, 1994 and consequently direct the 3rd respondent not to proceed with the construction of Shopping Complex over the said road space.

I.A. NO: 1 OF 2013(WPMP. NO: 31155 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 respondents-1 and 2 to prevent the 3rd respondent from proceeding with the construction of Shopping Complex earmarked for public road in Sy.Nos.133, 134, 135 and 136 situated at Domakal Village and Mandal, Warangal District, pending disposal of the main Writ Petition.

Counsel for the Petitioners: SRI. NARENDAR JALLI

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV

Counsel for the Respondents: 434/K ANANDA RAO

Counsel for the Respondents: 11038/SC FOR TG-MPPS GPPS

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE K.SARATH

WRIT PETITION NO.25265 OF 2013

ORDER

1. On 21.02.2024 when the matter was called, there was no representation and, therefore, the matter was directed to be listed on 13.03.2024 under the caption "For Dismissal". On 13.03.2024 at the request of learned Counsel for the petitioners the matter was adjourned to 27.03.2024. On 27.03.2024 it was informed that the learned Counsel for the respondent No.3 on record was expired and therefore the learned Counsel for the petitioners was permitted to take out personal notice to the respondent No.3 and the matter was adjourned to today under the same caption. Today, when the matter was called there is no representation for the petitioners. Therefore, this Court has no option except to dismiss the writ petition for non-prosecution/default.

2. Accordingly, the writ petition is dismissed for Non-prosecution/default. No order as to costs.

3. Pending miscellaneous applications, if any, in this writ petition shall stand closed.

SD/- P. PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI. NARENDAR JALLI, Advocate [OPUC]
2. Two CCs to GP FOR PANCHAYAT RAJ & RURAL DEV, High Court for the State of Telangana at Hyderabad. [OUT]
3. One CC to SRI. 434/K ANANDA RAO, Advocate [OPUC]
4. One CC to SRI. 11038/SC FOR TG-MPPS GPPS, Advocate [OPUC]
5. One Spare Copy.
6. Two CD Copies.

CYS

KKS

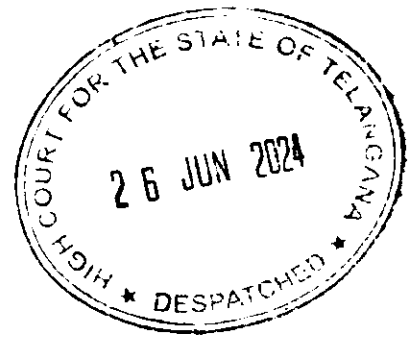


HIGH COURT

DATED: 18/04/2024

ORDER

WP.No.25265 of 2013



**DISMISSING OF THE WRIT PETITION
WITHOUT COSTS**

(9)
15/06/24
DVS