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

TUESDAY, THE TWENTY SIXTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION NO: 32167 OF 2024

Between:

M/s. Balaji Estates India Private Limited, having its office at 16-11-741/B/A2, Flat No. 304, Subhodaya Residency, Moosarambagh, Dilsukhnagar, Hyderabad.Smt.Alla Nirmala Rep. by its Director D/o. A. Thirupathi Reddy, aged 58 years,H.No. 25/2RT, Saidabad Colony, Saidabad, Hyderabad - 500059.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Home Department, Secretariat Buildings, BRKR Bhawan, Tank Bund, Hyderabad.
2. The Commissioner of Police, Hyderabad.
3. The Station House Officer, S.R. Nagar Police Station, Hyderabad.

...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 Mandamus declaring the action of the 3rd respondent in not taking any action on the complaint of the petitioner dated 07.11.2024, for taking action against the,illegal occupant of property belonging to the petitioner bearing House No. 7-1-212/A/3, on Plot No. 8, comprising of Ground Floor, First Floor, Second Floor, Third Floor and Fourth Floor, admeuaring 320 Sq.yards, equivalent to 267.52 Sq.meters, situated at Shiva Bagh, Ameerpet, Hyderabad, as highly illegal, arbitrary and violative of Article 300-A of the Constitution of India, apart from violative of the law laid down by the Hon'ble Supreme Court of India in Lalitha Kumari. vs. State of Uttar Pradesh, consequently direct the respondent herein to forthwith register FIR against the accused, basing on the complaint of the petitioner dated 07.11.2024 in compliance with the guidelines laid down by the Hon'ble Supreme Court of India in Lalitha Kumari vs. State of Uttar Pradesh.

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 respondent herein to forthwith register FIR against the accused, basing on the complaint of the petitioner dated 07.11.2024 in compliance with the guidelines laid down by the Hon'ble Supreme Court of India in Lalitha Kumari vs. State of Uttar Pradesh, pending disposal of the writ petition.

Counsel for the Petitioner: SRI M. JAYASIMHA REDDY

Counsel for the Respondents: ASST. GP FOR HOME

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.32167 of 2024

ORDER:

The writ petition is filed to declare the action of the respondent No.3 in not taking any action on the complaint of the petitioner dated 07.11.2024, as illegal and arbitrary.

2. Learned Assistant Government Pleader for Home, on the basis of written instructions, submitted that on receipt of complaint from the petitioner, the respondent No.3 made petition entry vide Petition ID.No.3010 dated 07.11.2024 and conducted enquiry. It was revealed in the enquiry that the petitioner purchased house bearing No.7-1-212/A/3 on Plot No.8 comprising of G+4 floors at Shiv Bagh, Ameerpet, Hyderabad, in the name of their company under registered sale deed bearing document No.1959/2016 dated 21.04.2016. The property was occupied by one Gorantla Anil Babu and he is running Boys Hostel in the said premises. The dispute between the petitioner and the alleged respondent pertains to house property and is purely civil in nature. Except making allegations, the petitioner did not produce any evidence or witnesses in support of her version that the alleged respondent threatened her with dire consequences. The complaint of the petitioner was closed as civil in nature on 21.11.2024 and the

petitioner was informed about the same vide registered post on 21.11.2024.

3. Copy of the written instructions along with the closure report is served on the learned counsel for the petitioner.

4. In view of the above, no further orders are required to be passed in this writ petition and it is accordingly closed. However, the petitioner is granted liberty to invoke appropriate legal remedy if she is aggrieved by the closure report.

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

SD/-B. CHANDRA PRAKASH
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

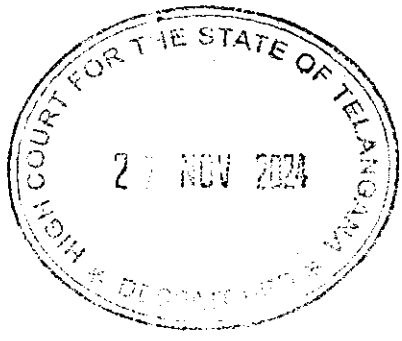
1. The Principal Secretary, Home Department, The State of Telangana, Secretariat Buildings, BRKR Bhawan, Tank Bund, Hyderabad.
2. The Commissioner of Police, Hyderabad.
3. The Station House Officer, S.R. Nagar Police Station, Hyderabad.
4. One CC to SRI M. JAYASIMHA REDDY, Advocate [OPUC]
5. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
6. Two CD Copies

BN
BS

CC TODAY

HIGH COURT

DATED:26/11/2024



ORDER

WP.No.32167 of 2024

CLOSING THE WRIT PETITION
WITHOUT COSTS

27/11/2024