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

TUESDAY, THE SECOND DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE SRI JUSTICE T.VINOD KUMAR

WRIT PETITION NO: 35142 OF 2023

Between:

Sri Ramamohan Rao Mullapudi, S/o. late Somabrahm, Aged about 80 years, Occ. Business R/o. 2-S, 607, Avenue Vendome, OAK Brook, IL- 60523, Presently Residing at H.No. 10-21/26, Surya Icon, Peerzadiguda Main Road, Uppal, Hyderabad, Telangana-500039.

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary (Municipal Admn.,) Secretariat, Hyderabad.
2. The Commissioner, Peerzadiguda Municipal Corporation, Medchal - Maikajgiri District.
3. Sri.L. Karunakar, R/o. H.No. 8-43/8/S/2 East Balaji Hills Colony, Phase 3, Street No.4, Boduppal-500092 Medchal-Malkajgiri 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 writ, order or direction more particularly one in the nature of writ of mandamus declaring the Inaction of Respondent No.2 in removing the illegal construction raised by un-official Respondent in Plot ad-measuring 332 sq.yards, situated at P and T Colony, under PMC Division No.13, Medipally village, Ghatkesar Mandal, Medchal-Malkajgiri District., by occupying a portion of petitioner's land as illegal and arbitrary and consequently direct the officials respondents to immediately remove the illegal construction by acting upon petitioner's representation dt 06/10/2023.

IA NO: 1 OF 2023

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 official Respondent No.2 to immediately remove the illegal construction raised by un-official respondent in Plot ad-measuring 332 sq.yards situated at P & T Colony under PMC Division No.13, Medipally village, Ghatkesar Mandal, Medchal-Malkajigiri District by acting upon petitioner's representation dt: 06/10/2023.

Counsel for the Petitioner : SRI S.U.V.SRINIVAS

Counsel for the Respondent No.1 : GP FOR MCPL ADMN URBAN DEV

Counsel for the Respondent No.2 : SRI B.JAGAN MADHAV RAO, SC FOR MUNICIPALITY

Counsel for the Respondent No.3 : --

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T.VINOD KUMAR

W.P.No.35142 of 2023

ORDER:

After making initial submissions, learned counsel for the petitioner seeks permission of the Court to withdraw the Writ Petition reserving liberty to the petitioner to avail remedies open to him in law.

2. Sri B.Jagan Madhav Rao, learned Standing Counsel, appearing on behalf of respondent No.2, has no objection for withdrawal of the Writ Petition by the petitioner.

3. Granting liberty as sought for, the Writ Petition is dismissed as withdrawn. No order as to costs.

4. Consequently, miscellaneous petitions pending, if any, shall stand closed.

SD/-C.PRAVEEN KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,
1. One CC to SRI S.U.V.SRINIVAS, Advocate. [OPUC]
2. Two CCs to GP FOR MCPL ADMN URBAN DEV, High Court for the State of Telangana at Hyderabad. [OUT]
3. One CC to SRI B.JAGAN MADHAV RAO, SC FOR MUNICIPALITY. [OPUC]
4. Two CD Copies.

BSK
SB

HIGH COURT

DATED:02/01/2024



ORDER

WP.No.35142 of 2023

DISMISSING THE WRIT PETITION
AS WITHDRAWN
WITHOUT COSTS

(2) Copies MBL 25/01

GBR