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

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

**PRESENT**

**THE HONOURABLE SRI JUSTICE T.VINOD KUMAR**

**WRIT PETITION NO: 33144 OF 2013**

**Between:**

1. Ch.Yadaiah, s/o Late.Pentaiah Age 60 Years, Occ Cultivation R/o 8-81, Kaithalapur, Kukatpalli, R.R.District. Hyderabad
2. Ch.Yellamma, w/o Late.Sathaiah Age 61 Years, Occ House Wife, R/o 8-81, Kaithalapur, Kukatpalli, R.R.District. Hyderabad
3. Ch.Lakshman, s/o Late.Sathaiah, Age 40 Years, Occ Cultivation, R/o 8-81, Kaithalapur, Kukatpalli, R.R.District. Hyderabad

**...PETITIONERS**

**AND**

1. The Government of Andhra Pradesh, Rep.by its Principal Secretary, Department of Municipal Administration, Secretariat, Hyderabad.
2. Greater Hyderabad Municipal Corporation, Rep.by the Commissioner, Hyderabad.
3. Greater Hyderabad Municipal Corporation, Kukatpally Division, Rep.by The Assistant Commissioner, Hyderabad
4. The Chief City Planner, Town Planning Section, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
5. Ms/Cyber City Builders & Developers, Rep. by its Managing Director, Survey no.81 and 101, Cyber city, Near Hitec MMTS, IDL Road, KPHB, Kukatpally, Hyderabad-72

**...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 nature of writ of Mandamus, declaring the inaction of respondents 1 to 4 in restraining the 5th Respondent from making constructions in Survey no.964 of Kukatpally Village of Ranga Reddy District in violation of terms of permit as illegal and arbitrary and consequently direct the Respondents 1 to 4 to pull down constructions made by

the Respondent No.5 in Survey No.964 of Kukatpally Village of Ranga Reddy District.

**I.A. NO: 1 OF 2013(WPMP. NO: 41233 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 to 4 to restrain the 5th Respondent from making any construction in Survey No.964 of Kukatpally Village of Ranga Reddy District.

**Counsel for the Petitioners: SRI D.SESHASAYANA REDDY**

**Counsel for the Respondent No.1: GP FOR MUNCIPAL ADMN & URBAN DEV**

**Counsel for the Respondent No.2 to 4: SRI M.DHANANJAY REDDY, SC FOR GHMC**

**Counsel for the Respondent No.5: SRI E.AJAY REDDY**

**The Court made the following: ORDER**

**THE HON'BLE SRI JUSTICE T. VINOD KUMAR**

**WRIT PETITION No.33144 of 2013**

**ORDER**:

This Writ Petition is filed for issuance of a Writ of Mandamus declaring the inaction of respondent Nos.1 to 4 in restraining the 5th respondent from making construction in Sy.No.964 of Kukatpally of Ranga Reddy District in violation of terms of permit as illegal and arbitrary, with a consequential direction to respondent Nos.1 to 4 to pull down the construction made by the 5th respondent.

2. Today, when the matter is called, there is no representation on behalf of the petitioners. On the previous dates of hearing also i.e. 18-12-2023, 26-12-2023 and 23-01-2024, there was no representation on behalf of the petitioners.

3. In view of the same, this Court is of the view that the petitioners are not interested to pursue the matter.

4. Therefore, the Writ Petition is closed. However, liberty is granted to the petitioners to seek revival of the Writ Petition within the period of limitation as applicable for restoration, in the event the cause in the Writ Petition survives for adjudication. No costs.

5. As a sequel, miscellaneous petitions pending if any shall stand closed. No costs.

**SD/-K.SREERAMA MURTHY**
**ASSISTANT REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

**To,**

1. One CC to SRI D.SESHASAYANA REDDY, Advocate [OPUC]
2. One CC to SRI E.AJAY REDDY, Advocate [OPUC]
3. One CC to SRI M.DHANANJAY REDDY, SC FOR GHMC [OPUC]
4. Two CCs to GP FOR MUNCIPAL ADMN AND URBAN DEV, High Court for the State of Telangana at Hyderabad [OUT]
5. Two CD Copies

BSR

SB

**HIGH COURT**

**DATED: 30/01/2024**

**ORDER**

**WP.No.33144 of 2013**

**CLOSING THE WRIT PETITION,**

**WITHOUT COSTS**

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GBR

DOBC
26/03