

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

**FRIDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 5995 OF 2025

Between:

Basant Kumar Soni, S/o Shri Ramesh Chandra Soni, aged 46 years, Occ ;
Advocate, R/o. H. No. 15-2-204, Maharajgunj, Hyderabad - 500 012.

.....PETITIONER

AND

1. The Southern Power Distribution Co of Telangana Ltd., Rep by the Managing Director, Hyderabad.
2. The Asst. Division Engineer, (Elect.), Operation, Troop Bazar Sub-Division, Troop Bazar, Hyderabad.
3. Shri Hitesh Kumar Jain, S/o. Shri Kanraj Jain, aged about 37 years, Occ ; Business, R/o. H. No. 5-1-526/A/1, flat No. 201, Jam Bagh, Hyderabad 500 001.
4. Shri Praveen Kumar Jain, s/o Shri Kanraj Jain, aged about 43 years, Occ ; Business, R/o. H. No.5-1-85, Old Beat Bazaar, Warangal, Telangana State.
5. Smt. Bhavana Devi, W/o Shri Anil Kumar Jain, aged about 40 years, Occ ; Housewife R/o. H. No. 5-1-85, Old Beat Bazaar, Warangal, Telangana State.

.....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(s), or Direction(s), more particularly a Writ of Mandamus, declaring the inaction of the official Respondents in failing to comply with the general directions issued by the Hon'ble Supreme Court in Rajender Kumar Barjatya (2024 INSC 990) as illegal, arbitrary, and in violation of their statutory and constitutional obligations, pursuant to the representation dated 21 December 2024 submitted by the Petitioner. It is further prayed that this

Hon'ble Court may direct the official Respondents to take immediate and appropriate actions to ensure strict compliance with the aforesaid general directions issued by the Hon'ble Supreme Court, thereby addressing the grievances raised in the Petitioner's representation dated 21 December 2024, in the interest of justice.

Counsel for the Petitioner : SRI BASANTH KUMAR SONI (PARTY-IN-PERSON)

Counsel for the Respondent No.1 : SRI N.SREEDHAR REDDY, SC FOR TGSPDCL

Counsel for the Respondent No.2 to 5 : SRI CHANDRA SHEKHAR ARKOT, SC FOR TGSPDCL

The Court made the following ORDER

HON'BLE MRS. JUSTICE SUREPALLI NANDA

WRIT PETITION No.5995 of 2025

ORDER:

Heard Sri Basanth Kumar Soni, party-in-person, Sri N.Sreedhar Reddy, learned Standing Counsel for TGSPDCL, appearing on behalf of respondent No.1 and Sri Chandra Shekhar Arkot, learned Standing Counsel for TGNPDCL appearing on behalf of respondent Nos.2 to 6.

2. The petitioner-party in person approached the Court seeking prayer as under:

"...to issue an appropriate Writ, Order(s), or Direction(s), more particularly a Writ of Mandamus, declaring the inaction of the official Respondents in failing to comply with the general directions issued by the Hon'ble Supreme Court in Rajender Kumar Barjatya (2024 INSC 990) as illegal, arbitrary, and in violation of their statutory and constitutional obligations, pursuant to the representation dated 21 December 2024 submitted by the Petitioner. It is further prayed that this Hon'ble Court may direct the official Respondents to take immediate and appropriate actions to ensure strict compliance with the aforesaid general directions issued by the Hon'ble Supreme Court, thereby addressing the grievances raised in the Petitioner's representation dated

21 December 2024, in the interest of justice. **In the Alternate** pass such other order(s) as this Hon'ble Court deemed proper in the circumstances of the case on hand in the interest of justice."

3. The case of the party-in-person, in brief, is that the petitioner currently is prosecuting W.P.No.25639 of 2023 against illegal constructions at premises H.No.5-2-463 and 464 at Risala Abdullah, Hyderabad which is pending final adjudication on the file of this Court. The City Planning Department of the GHMC, vide its letter dated 16.09.2022, directed the unofficial respondent Nos.3 to 5 to remove the unauthorized constructions forthwith, however, the unofficial respondents failed to remove the unauthorized constructions. Aggrieved by the same, the party-in-person filed the present writ petition.

4. It is the specific case of the party-in-person that the party-in-person, vide detailed representation dated 21.02.2024 addressed to the respondent No.2 herein, referred to the judgment of the Apex Court reported in 2024 INSC 990 passed in "**Rajendra Kumar Barjatya and another Vs. U.P.Avas Evam Vikas Parishad and Others**", which pertains to illegal constructions and the specific directions issued at paragraph

No.21(iv) of the said judgment, which clearly said that all the necessary service connections, such as, electricity, water supply, sewerage connection, etc, shall be given by the service provider /Board to the buildings only after the production of the completion/occupation certificate.

5. Learned Standing Counsel for TG TRANSCO, appearing on behalf of the respondent No.1 submits that in pursuance to the representation of the petitioner dated 21.12.2024, action had already been initiated by the official respondents herein and notice dated 29.01.2025 had also been issued to the petitioner herein informing the petitioner that a letter had been addressed for legal opinion whether to disconnect power supply at 5-2-463 and 464 situated at Risala Abdullah, Hyderabad vide dispatch No.1373, dated 30.12.2024 through proper channel and on receipt of legal instructions, the said instructions as indicated through the legal opinion would be seriously followed.

6. Learned Standing Counsel for TG NPDCL, appearing on behalf of the respondent Nos.2 to 6 submits that the writ petition could be disposed of directing the respondent No.2 to pass appropriate orders on the petitioner's

representation dated 21.12.2024 in accordance to law, within a reasonable period.

7. Taking into consideration:

a) The aforesaid facts and circumstances of the case,

b) The submissions put-forth by the learned counsel appearing on behalf of the petitioner, the learned Standing Counsel for TGSPDCL, appearing on behalf of respondent No.1 and Sri Chandra Shekhar Arkot, learned Standing Counsel for TGNPDCL appearing on behalf of respondent Nos.2 to 6,

c) The contents of the petitioner's representation dated 21.12.2024, which had been acknowledged by the office of the respondent No.2 on 21.12.2024 itself and,

d) The contents of the notice dated 29.01.2025 issued to the petitioner/party-in-person by the respondent No.2 herein,

The writ petition is disposed of directing the respondent No.2 to consider and pass appropriate orders

on petitioner's representation dated 21.12.2024 in accordance to law within a period of eight (8) weeks from the date of receipt of a copy of this order and duly communicate the decision on the said representation to the petitioner herein. However, there shall be no order as to costs.

As a sequel, the miscellaneous petitions, if any, pending in the Writ Petition shall also stand closed.

//TRUE COPY//

SD/- L. VIJAYA LAXMI
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. The Managing Director, Southern Power Distribution Co of Telangana Ltd., Hyderabad.
2. The Asst. Division Engineer, (Elect.), Operation, Troop Bazar Sub-Division, Troop Bazar, Hyderabad.
3. One CC to
4. One CC to SRI N.SREEDHAR REDDY, SC FOR TGSPDCL [OPUC]
5. One CC to SRI CHANDRA SHEKHAR ARKOT, SC FOR TGNPDCL [OPUC]
6. One CC to SRI BASANTH KUMAR SONI (PARTY-IN-PERSON) (OPUC)
7. Two CD Copies

SA
GJP

[Signature]

HIGH COURT

DATED:28/02/2025

ORDER

WP.No.5995 of 2025



**DISPOSING OF THE W.P
WITHOUT COSTS.**

(9)

lpr
21/4/25