

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

WEDNESDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 40382 OF 2025

Between:

Butti Raj Kumar, S/o. Late Veer Kumar, Aged about 57 years, Occ: Business,
R/o. H.No.5-1-153, Fathepura, Karimnagar District-T.S.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Municipal Administration and Urban Development Department Secretariat Hyderabad.
2. The District Collector, Karimnagar District. State of Telangana.
3. Karimnagar Municipal Corporation, Rep by its Commissioner, Karimnagar District, State of Telangana.

...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 or order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents No. 3 in interfering into the peaceful possession and enjoyment of petitioners property room and open land admeasuring 324.55 Sq.yards or 272.62 Sq.meters within the boundaries adjacent to the Municipal No.6-6-325/1/A, in Survey No.1461, situated at Sainagar Locality, Municipal Corporation Karimnagar and Town, Karimnagar District-Telangana State covered by the Registered Gift Deed No.9068/2016 dt24-8-2016 executed at Sub-Registrar Office, Karimnagar, without issuing any notices, without following the due process of law as arbitrary, illegal, unjust, high handedness against the principles of natural justice and against the Right to Property guaranteed under Articles 14, 21 and Article 300-A of the Constitution of India, besides being contrary to the provisions of Telangana

Municipalities Act and consequently direct the respondents No. 3 not to interfere into the peaceful possession and enjoyment of the petitioner's property room open land admeasuring 324.55 Sq.yards or 272.62 Sq.meters within the boundaries adjacent to the Municipal No.6-6-325/1/A, in Survey No.1461, situated at Sainagar Locality, Municipal Corporation Karimnagar and Town, Karimnagar District-Telangana State covered by the Registered Gift Deed No.9068/2016 dt24-8-2016 executed at Sub-Registrar Office, Karimnagar

IA NO: 1 OF 2025

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 No.3 not to interfere into the peaceful possession and enjoyment of the petitioners property room and open land admeasuring 324.55 Sq.yards or 272.62 Sq.meters within the boundaries adjacent to the Municipal No.6-6-325/1/A, in Survey No.1461, situated at Sainagar Locality, Municipal Corporation Karimnagar and Town, Karimnagar District-Telangana State covered by the Registered Gift Deed No.9068/2016 dt 24-8-2016 executed at Sub-Registrar Office, Karimnagar pending disposal of the above Writ Petition

Counsel for the Petitioner : SRI P K SATYANARAYANA

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

Counsel for the Respondent No. 2 : GP FOR REVENUE

**Counsel for the Respondent No. 3 : SRI K. SIDDHARTH REDDY,
SC FOR MUNICIPAL**

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.40382 OF 2025

DATE OF ORDER: 31.12.2025

Between:

Butti Raj Kumar

...Petitioner

AND

The State of Telangana

Represented by its Principal Secretary, Municipal Administration and Urban
Development Department, Secretariat, Hyderabad and 2 others

...Respondents

ORDER : (ORAL)

This writ petition is filed by the petitioner seeking the following relief:

“...to issue an appropriate writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents No.3 in interfering into the peaceful possession and enjoyment of petitioner's property room and open land admeasuring 324.55 Sq. yards or 272.62 Sq. meters within the boundaries adjacent to the Municipal No.6-6-325/1/A in Survey No.1461 situated at Sainagar Locality, Municipal Corporation Karimnagar and Town, Karimnagar District, Telangana State covered by the Registered Gift Deed No.9068/2016 dt 24.8.2016 executed at Sub-Registrar Office Karimnagar without issuing any notices without following the due process of law as arbitrary illegal unjust high handedness against the principles of natural justice and against the Right to Property guaranteed under Articles 14, 21 and Article 300A of the Constitution of India besides being contrary to the provisions of Telangana Municipalities Act and consequently direct the respondent No.3 not to interfere into the peaceful possession and enjoyment of the petitioners property room open land admeasuring 324.55 Sq. yards or 272.62 Sq. meters within the boundaries adjacent to the Municipal No.6-6-325/1/A in Survey No.1461 situated at Sainagar Locality, Municipal Corporation Karimnagar and Town, Karimnagar District, Telangana State covered by the Registered Gift Deed No.9068/2016 dt 24.8.2016 executed at Sub-Registrar Office Karimnagar...”

2. Heard Mr. P.K.Satyanarayana, learned counsel for the petitioner; learned Standing Counsel for Karimnagar Municipal Corporation appearing for respondent No.3; and perused the material on record.

3. Learned Standing Counsel for Karimnagar Municipal Corporation, basing on written instructions, submitted that respondent No.3 has not issued any notice nor passed any orders, and there was no attempt made by respondent No.3 in interfering with the possession and enjoyment of the petitioner.

4. Recording the aforesaid submission, without entering into the merits of the case, this writ petition is disposed of. There shall be no order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in this writ petition, stand closed.

SD/ P. PONNA KRISHNA
ASSTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration and Urban Development Department Secretariat, The State of Telangana, Hyderabad.
2. The District Collector, Karimnagar District. State of Telangana.
3. Karimnagar Municipal Corporation, Rep by its Commissioner, Karimnagar District, State of Telangana.
4. One CC to SRI P K SATYANARAYANA, Advocate [OF JC]
5. One CC to SRI K. SIDDHARTH REDDY, SC FOR MUNICIPAL, Advocate [OPUC]
6. Two CCs to GP FOR MCPL ADMN URBAN DEV, High Court for the State of Telangana. [OUT]
7. Two CCs to GP FOR REVENUE, High Court for the State of Telangana. [OUT]
8. Two CD Copies

JKS

PVL

HIGH COURT

DATED:31/12/2025



ORDER

WP.No.40382 of 2025

DISPOSING OF THE WRIT PETITION

WITHOUT COSTS

(12) JKS
12/1/26