

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 E.V. VENUGOPAL

WRIT PETITION NO: 40371 OF 2025

Between:

Smt. Niveditha
W/o. Rajesh, aged about 51 years
Occ. Housewife, R/o. H No. 12/20,
North Boag Road, 2nd Street
Thiyagaraya Nagar, Chennai 600 017, Tamilnadu State

Rep by her GPA Holder, Mr. Gondi Laxmanna Srinivasa Reddy
S/o. Gondi Laxmanna Bal Reddy, aged 43 years
R/o. H No. 3-76, Veltoor, Veltur, Mahabubnagar 509 382

.. Petitioner

AND

1. The State of Telangana
Rep by its Principal Secretary, Revenue Department
Secretariat, Hyderabad - 500 022
2. The District Collector
Ranga Reddy District, office at Kongarakalan - 501510
3. The Land Reforms Tribunal / Revenue Divisional Officer
Ibrahimpattanam Division,
Ranga Reddy District - 501506
4. The Tahsildar, Ibrahimpattanam Mandal,
Ranga Reddy District - 501501
5. Sri Godasu Kistaiah @ Krishna, aged about 55 years,
Occ. Agriculture R/o 6-42/1, Kongara Kalan Village
Ibrahimpattanam Mandal, Ranga Reddy District - 501510.
6. Godasu Janardhan S/o Ramaiah,
Aged about 50 years, Occ. Agriculture,
R/o 6-42/1, Kongara Kalan Village
Ibrahimpattanam Mandal, Ranga Reddy District - 501510.

7. Godasu Venkatesh S/o Ramaiah,
Aged about 49 years, Occ. Agriculture
R/o 6-42/1, Kongara Kalan Village
Ibrahimpatnam Mandal, Ranga Reddy District- 501 5 0
8. Sri Godasu Bhaskar S/o Late Narasimha,
Aged about 53 years, Occ. Private
R/o H.No.6-42/1, Kongara Kalan Village,
Ibrahimpatnam Mandal, RR Dist. TS - 501510
9. Sri Kaki Laxmaiah Mudiraj S/o Late Kaki Narsimha,
Aged about 61 years, Agriculture
R/o H.No.4-71, Kongarakalan Village,
Ibrahimpatnam Mandal, Ranga Reddy District - 501 510
10. Sri Kaki Darshan S/o Late Kaki Narsimha,
Aged about 31 years, Occ. Agriculture
R/o 4-72, Kongarakalan Village, Ibrahimpatnam Mandal,
Ranga Reddy District, Telangana State - 501510
11. Sri Kaki Sudhakar Mudhiraj S/o late Kaki Narsimha.
Aged about 50 years, Occ. Agriculture
R/o 1-55, Kongarakalan Village, Ibrahimpatnam Mandal,
Ranga Reddy District, Telangana State - 501510
12. Sri Kaki Ramulu S/o Late Kaki Narasimha,
Aged about 74 years, Occ. Agriculture
R/o 8-3-49/63, Chatrinaka Backside,
Old Chatrinaka, Telangana State - 500 053
13. Sri Kola Valya S/o late Hema Nayak
Aged about 75 years, Occ. Agricultural
R/o H.No.8-112, Kongara Kalan (v),
Ibrahimpatnam (M), RR District - 501510
14. Sri K. Laxman @ Laxman Naik S/o Late Hema Naik
Aged about 70 years, Occ. Agricultural
R/o H.No.8-116, Kongara Kalan (V),
Ibrahimpatnam (M), RR District - 501510
15. Sri Kola Swamy S/o Late Hema Naik
Aged about 64 years, Occ. Agricultural
R/o H.No.8-115, Kongara Kalan (V),
Ibrahimpatnam (M), RR District - 501510

16. Sri Kola Shankar S/o Late Hema Naik;
Aged about 61 years, Occ. Agricultural
R/o H.No. 8-113, Kongara Kalan (V),
Ibrahimpattanam (M), RR District - 501510
17. Sri Kola Krishna S/o Late Hema Naik
Aged about 54 years, Occ. Agricultural
R/o H.No. 8-113, Kongara Kalan (V),
Ibrahimpattanam (M), RR District - 501510
18. Sri Kaki Narayana S/o Late Ramaiah, aged about 66,
Occ. Agriculture R/o 3-7, Kongarakalan Village,
Ibrahimpattanam Mandal, Ranga Reddy District,
Telangana State - 501510
19. Sri Kaki Chakrapani S/o Late Ramaiah,
Aged about 60, Occ. Agriculture
R/o Kongarakalan Village, Ibrahimpattanam Mandal,
Ranga Reddy District, Telangana State - 501510
20. Sri Kaki Ganesh S/o Late Ramaiah,
Aged about 53, Occ. Agriculture
R/o 6-15, Kongarakalan Village, Ibrahimpattanam Mandal,
Ranga Reddy District, Telangana State - 501510
21. Sri Jatoth Ghansiram S/o Late Parsiya,
Aged about 60 years, Occ. Agricultural,
R/o H.No. 2-65, Bodakonda village,
Manchal mandal, Ranga Reddy District - 501 508
22. Sri Jatoth Valya S/o late Bojya,
Aged about 81 years, Occ. Agriculture
R/o H.No. 2-60, Bodakonda Village,
Manchal mandal, Ranga Reddy District - 501508
23. Sri Jatoth Laxma S/o Late Bojya,
Aged about 85 years, Occ. Agricultural,
R/o H.No. 2-63, Bodakonda Village,
Manchal mandal, RR Dist. TS - 501508
24. Sri Jatoth Mothya @ Mothiram S/o Late Vasuram
Aged about 49 years, Occ. Agricultural,
R/o H.No. 2-139, Bodakonda Village,
Manchal mandal, RR Dist. TS - 501508

25. Sri Jatoth Hariya @/o Late Vasuram
Aged about 52 years, Occ. Agricultural
R/o H.No.2-55, Bodakonda Village,
Manchal mandal, RR Dist. TS - 501508

26. Smt. Lata Rai
W/o Late Lajapat Rai, aged 75 years,
Occ. Housewife, R/o. Kongara Kalan Village
Ibrahimpatnam Mandal, Ranga Reddy District - 501 510.

27. Sri Amit Rai
S/o Late Lajapat Rai, aged 46 years, Occ. service
R/o. Kongara Kalan Village
Ibrahimpatnam Mandal, Ranga Reddy District- 501 510

28. Sri Ganesh Rai
S/o Late Giridhar Das, aged 79 years, Occ. Retd
R/o. Kongara Kalan Village
Ibrahimpatnam Mandal, Ranga Reddy District- 501 510

29. Smt. Sharmila Shah
D/o Ganesh Rai W/o Pranay Kumar, aged 50 years
Occ. housewife, R/o. Kongara Kalan Village
Ibrahimpatnam Mandal, Ranga Reddy District - 501 510

.. 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 of Mandamus, declaring the action of the 3rd respondent in issuing impugned orders / issuance of U/s 38E Certificates vide File Nos. L/734/2020, L/795/2020, L/796/2020 dated 08.05.2020, L/797/2020 dated 29.06.2020 and L/884/2020 dated 02.06.2020 and B/1873/2021 in favour of Respondent No.5 to 25 in respect of Agricultural lands in Sy No. 274 (Ac.10.07 gts), Sy No. 275 (Ac.9.39 gts), Sy No. 276 (Ac.12.26 gts), Sy No. 277 (Ac.6.13gts), Sy No. 278 (Ac.10.12 gts), Sy No. 279 (Ac.9.31 gts), Sy No. 280 (Ac.10.37 gts), Sy No. 281 (Ac.3.04 gts), Sy No. 282 (Ac.6.24 gts) and Sy No. 283 (Ac.14.07 gts) total an extent of Ac.94.00 gts situated at Kongara Kalan (V), Ibrahimpatnam Mandal, Ranga Reddy District with reference under Section 38E of Tenancy Act by reviving the JRT Common Order vide CC Nos.3373/I/75, 3374/I/75 and 3396/I/75 dated 3.01.1976. This was attempted by not following due process of law as contained in Section 38E of HTAL Act and as contemplated under the said act and without issuing mandatory Notice to the petitioners is bad in law and highly illegal arbitrary and against the principles of natural justice and also violating the provisions of Articles 14, 19, 21

and 300A of Constitution of India and by setting aside impugned orders dated 29.06.2020, 29.06.2020 and dt 2.06.2020 and to update the Land Records with reference to the CC No. 3374/1/ 75 and CC No.3396/1/ 75 vide Common Order dated 31.01.1976 also consequently directing the respondent not to interfere of the peaceful possession and enjoyment of the petitioners in the interest of justice.

I.A.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 suspend the Impugned Orders and U/s 38E Certificates vide File File Nos. File Nos. L/794/2020, L/ 795/ 2020, L/796/2020 dated 08.05.2020, L/ 797/2020 dated 29.06.2020 and L/884/2020 dated 02.06.2020 & B/1873/2021, issued by the 3rd respondent, pending disposal of the main writ petition.

Counsel for the Petitioners : SRI KATIKA RAVINDER REDDY

Counsel for the Respondent Nos.1 to 4 : SRI L.RAVINDER, AGP FOR REVENUE

Counsel for the Respondent Nos.5 to 29 : --

The Court made the following ORDER

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THE HONOURABLE SRI JUSTICE E.V.VEENUGOPAL

WRIT PETITION No.40371 of 2025

Dated: 31.12.2025

Between:

Smt. Niveditha represented by GPA holder Sri Gondi
Laxmanna Srinivasa Reddy

... Petitioner

And

The State of Telangana,
Represented by its Principal Secretary and twenty eight others
... Respondents

ORDER

This Writ Petition is filed under Article 226 of Constitution of India seeking the following relief/s:-

"... to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, declaring the action of the 3rd respondent in issuing impugned orders/issuance of U/s 38E Certificates vide File Nos.L/794/2020, L/795/2020, L/796/2020 dated 08.05.2020, L/797/2020 dated 29.06.2020 and L/884/2020 dated 02.06.2020 and B/1873/2021 in favour of Respondent No.5 to 25 in respect of Agricultural lands : Sy No.274 (Ac.10.07 gts), Sy No.275 (Ac.9.39) gts, Sy No.276 (Ac.12.26 gts), Sy No.277 (Ac.6.13gts), Sy No.278 (Ac.10.12 gts), Sy No.279 (Ac. 9.31 gts) Sy No.280 (Ac.10. 37 gts), Sy No.281 (Ac.3.04 gts), Sy No.282 (Ac.6.24 gts) and Sy No. 283 (Ac.14.07 gts) total an extent of Ac.94.00 gts situated at Kongara Kalan (V), Ibrahimpatnam Mandal, Ranga Reddy District with reference under Section 38E of Tenancy Act by reviving the LRT Common Order vide CC Nos 3373/1/75, 3374/1/75 and 3396/1/75 dated 31.01.1975 This was attempted by not following due process of law as contained in Section 38E of HTAL Act and as contemplated under the said act and without issuing mandatory Notice to the petitioners is bad in law and highly illegal arbitrary and against the principles of

natural justice and also violating the provisions of Articles 14, 19, 21 and 300A of Constitution of India and by setting aside impugned orders dated 08.05.2020, 09.05.2020 and 02.06.2020 and to update the Land Records with reference to the CC No.3374/1/ 75 and CC No.3396/1/ 75 vide Common Order dated 31.01.1976 also consequently directing the respondent not to interfere of the peaceful possession and enjoyment of the petitioners in the interest of justice and to pass..."

2. Heard Mr.Katika Ravinder Reddy, learned counsel for the petitioner and Mr.L.Ravinder, learned Assistant Government Pleader for Revenue representing learned Government Pleader for Revenue appearing for respondent Nos.1 to 4. Perused the record.

3. Learned counsel for the petitioner submits that petitioner was not put to any notice before passing the impugned orders/issuance of Certificates under Section 38E vide File Nos.L/794/2020, L/795/2020, L/796/2020 dated 08.05.2020, L/797/2020 dated 29.06.2020 and L/884/2020 dated 02.06.2020 and B/1873/2021 in favour of Respondent No.5 to 25 in respect of agricultural lands admeasuring Ac.10.07 gts in Sy.No.274, Ac.9.39 gts in Sy.No.275, Ac.12.26 gts in Sy.No.276, Ac.6.13 gts in Sy.No.277, Ac.10.12 gts in Sy.No.278, Ac. 9.31 gts in Sy.No.279, Ac.10.37 gts in Sy.No.280, Ac.3.04 gts in

Sy.No.281, Ac.6.24 gts in Sy.No.282 and Ac.14.07 gts in Sy.No. 283 totally admeasuring Ac.94.00 gts situated at Kongara Kalan Village, Ibrahimpatnam Mandal, Ranga Reddy District.

4. Learned Assistant Government Pleader for Revenue contends that if at all the petitioners are aggrieved by the impugned orders, they ought to have filed an appeal before the appropriate forum, rather than approaching this Court by filing the instant writ petition. Therefore, he seeks to dismiss this writ petition.

5. Having regard to the submissions of both the learned counsel and on perusal of the material available on record, this Court is of the opinion that petitioners, without exhausting the remedy available to them, have approached this Court by filing the instant writ petition. Therefore, this Court is not inclined to entertain the Writ Petition, at this stage, and the same is liable to be dismissed. However, the petitioners are granted liberty to work out the remedies as available under law.

6. Accordingly, this Writ Petition is dismissed. No costs.

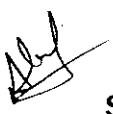
As a sequel thereto, miscellaneous petitions, if any, pending in the Writ Petition shall stand closed.

SD/-M. NAGAMANI
ASSISTANT REGISTRAR

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SECTION OFFICER

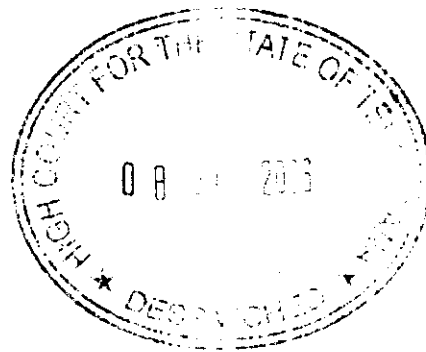
To

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1. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad. [OUT]
 2. One CC to SRI KATIKA RAVINDER REDDY, Advocate [OPUC]
 3. Two CD Copies

SA
BS

HIGH COURT

DATED:31/12/2025



ORDER

WP.No.40371 of 2025

DISMISSING THE W.P
WITHOUT COSTS.

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ASV
8/1/26.