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

MONDAY, THE TWENTY THIRD DAY OF MARCH
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 8668 OF 2026

Between:

SMT. SARIKA PATHAK, W/o. Ashok Pathak, aged about 48 years, Occ. Teacher, R/o. H.No.1-10-237/C, Brahman Wadi, Begumpet, Hyderabad-500016,

...PETITIONER

AND

1. The State of Telangana, rep. by its Principal Secretary, Municipal Administration and Urban Development Dept, Secretariat, Hyderabad.
2. The Hyderabad Disaster Response and Asset Protection Agency, (HYDRA), rep. by its Commissioner, Office at GHMC Headquarters, (EV & DM), Tank Bund, Hyderabad.
3. The Greater Hyderabad Municipal Corporation, rep. by its Deputy Municipal Commissioner, Circle-16, West Zone, Hyderabad, Telangana.
4. The Telangana Housing Board, rep. by its Vice Chairman and Managing Director, Gagan Vihar, Nampally, Hyderabad - 500001.

...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 more specifically the Writ of Mandamus. a. declare the action of Respondents No.2, in entering upon petitioner's house property, demolishing a portion of compound wall and fencing the same, interfering into peaceful possession and enjoyment of 30 years old house, of ground + 3 floors, admeasuring 105 Sq. yards of H.No.8-3-195/8, situated at Bharathnagar, adjacent to Vengalrao Nagar Colony, Hyderabad, without any notice or initiating any proceedings, affecting right to shelter, livelihood by high-handed acts, is

illegal, arbitrary, violation of Article 300A, and Article 21 of Indian Constitution. b.Consequently, direct the Respondent no.2, not put any restrictions in free access to petitioner/her tenants including demolition of 30year old dwelling house ground plus 3 floors, admeasuring 105 Sq. yards of H.No.8-3-195/8, situated at Bharathnagar, adjacent to Vengalrao Nagar Colony, Hyderabad, without due process of law in the interest of justice.

IA NO: 1 OF 2026

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 Respondents No.2 not put any restrictions in free access to petitioner and her tenants including any demolition of 30 years dwelling house ground +3 floors, admeasuring 105 Sq. yards of H.No.8-3- 195/8, situated at Bharathnagar, adjacert to Vengalrao Nagar Colony, Hyderabad, without following due process of law in the interest of justice.

Counsel for the Petitioner: SRI SUDARSHAN MALUGARI

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

Counsel for the Respondent No.2: SRI SAMEER AHMED, SC FOR HYDRA

Counsel for the Respondent No.3:SRI MADHUSUDHAN REDDY, SC FOR GHMC

Counsel for the Respondent No.4: SRI C.BUCHI REDDY, SC FOR THB

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HONOURABLE SRI JUSTICE N.V. SHRAVAN KUMAR

W.P. No.8668 of 2026

Date: 23.03.2026

Between:

Smt.Sarika Pathak

... Petitioner

And

The State of Telangana,
Represented by its Principal Secretary,
Municipal Administration and
Urban Development Department and Three others

... Respondents

ORDER:

Questioning the action of the respondent No.2 in entering upon petitioner's house property, demolishing a portion of compound wall and fencing the same, interfering into peaceful possession and enjoyment of 30 years old house of ground + 3 floors, admeasuring 105 square yards of H.No.8-3-195/8, situated at Bharathnagar, adjacent to Vengalrao Nagar Colony, Hyderabad, (subject property) without any notice or initiating any proceedings, petitioner filed the present writ petition with a consequential prayer to direct the respondent No.2 not put any restrictions in free access to petitioner/her tenants including demolition of 30 year old dwelling house ground + 3 floors.

2. The learned counsel for the petitioner would submit that the petitioner is the absolute owner and possessor of the subject property by virtue of registered sale deed dated 18.03.2023 vide document

No.1850/2023. While so, on 18.03.2026 officials of the respondents forcibly entered into the subject property, demolished a portion of the compound wall and fenced the subject property by installing a board stating that the land is under the protection of HYDRAA. The said action was carried out without following due process of law. Hence, the petitioner filed the present writ petition.

3. The learned Standing Counsel appearing for the respondent No.2 would submit that he has no instructions about the demolition of the subject property of the petitioner however would submit that before initiating any action against the subject property, respondent authorities will follow due process of law.

4. In that view of the matter, recording the aforesaid submissions and with the consent of the learned counsel on either side, without expressing any opinion on the merits of the case, this writ petition is disposed of directing the respondents authorities to follow due procedure as contemplated under law i.e. issue notice, give fair opportunity of hearing to the petitioner and after considering the explanation, if any, submitted by the petitioner may pass appropriate orders, in accordance with law, before initiating any action against the subject property of the petitioner.

5. Accordingly, this writ petition is disposed of. There shall be no order as to costs.

As a sequel, miscellaneous applications, if any pending, shall stand closed.

SD/-MOMINA MEHAR
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration and Urban Development Dept, Secretariat, Hyderabad.
2. The Commissioner, Hyderabad Disaster Response and Asset Protection Agency, (HYDRA), Office at GHMC Headquarters, (EV & DM), Tank Bund, Hyderabad.
3. The Deputy Municipal Commissioner, Greater Hyderabad Municipal Corporation, Circle-16, West Zone, Hyderabad, Telangana.
4. The Vice Chairman and Managing Director, Telangana Housing Board, Gagan Vihar, Nampally, Hyderabad - 500001.
5. One CC to SRI SUDARSHAN MALUGARI, Advocate [OPUC]
6. One CC to SRI SAMEER AHMED, SC FOR HYDRA [OPUC]
7. One CC to SRI MADHUSUDHAN REDDY, SC FOR GHMC [OPUC]
8. One CC to SRI C.BUCHI REDDY, SC FOR THB [OPUC]
9. Two CCs to GP FOR MCPL ADMN & URBAN DEV, High Court for the State of Telangana at Hyderabad . [OUT]
10. Two CD Copies

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HIGH COURT

CC TODAY

DATED:23/03/2026



ORDER

WP.No.8668 of 2026

DISPOSING OF THE WRIT PETITION

WITHOUT COSTS

24/3/26.