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

THURSDAY, THE FIFTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 22100 OF 2026

Between:

1. Mohammed Mushtaq Ahmed, S/o Late Abdul Shukoor, Aged about 55 Years, Occ- Business, R/o 8-9-130, Khilla Bazar, Khammam, Khammam Urban Mandal, Khammam District, Telangana.
2. Masood Unnissa Begum, W/o Late Abdul Shukoor, Aged about 74 Years, Occ- Housewife, Khammam Urban Mandal, Khammam District, Telangana.
3. Nazeema Yasmeen, D/o Late Abdul Shukoor, Aged about 42 Years, Occ- House Hold, R/o 8-9-130, Khilla Bazar, Khammam, Khammam Urban Mandal, Khammam District, Telangana,

...PETITIONERS

AND

1. The State of Telangana, Rep by its Principal Secretary, Revenue Department, Secretariat, Hyderabad, Telangana -500022,
2. The District Collector, Khammam District, at Khammam District Telangana.
3. The Additional District Collector, Khammam District, at Khammam District Telangana.
4. The Revenue Divisional Officer, Khammam District,
5. The Tahsildar, Khammam Mandal Rangareddy District, Telangana,
6. The State Telangana Waqf Board, rep by Chief Executive Officer, Razzaq Manzil, Nampally, Hyderabad 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 and pass such other order or orders Issue an Writ or Writs one particularly Writ of mandamus and to set aside the order of the Fourth Respondent to the extent of petitioners property in survey No. 432/E, admeasuring Ac. 8.00 at velugmattla Village, Khammam (Urban) Mandal, and Khammam District vide his order in RC No.A2/Inam/4003/2021 dated 1/12/2025. As said order is against the principal of

Justice and violation of articles 14, 19, 21, and 300A of the Constitution of India as the Land of the petitioner not included either in Gazzet notification 4-A dated 25/01/1990, at Serial No. 10696 and in the name of institution Ashoorkhana Bade Sahee nor in the Waqf Commissioner Survey Report.

I.A. 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 the Respondent No. 4 to consider the application of the petitioner to issue the ORC in Favour of Petitioner in respect of the property in Sy. No. 432/E, velugmattla Village, Khammam (Urban) mandal, and Khammam District admeasuring Ac. 8.00 as they are the successor in interest of Inamdar late Sri Mohammed Shukoor in view of the answered given by the Hon'ble full bench in reference in W.P. No. 913/2002, dated 21-11-2022, and pass order and orders in the interest of the justice Circumstances of the Cases also just and necessary that this Hon'ble Court may be pleased pending disposal of the above writ petition.

Counsel for the Petitioners: SRI ABDUL RAB MALIK
Counsel for the Respondent Nos.1 TO 5: GP FOR REVENUE
Counsel for the Respondent No.6: SRI S.N.HASSAN BAQRI, SC FOR TSWB

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

WRIT PETITION No. 22100 OF 2026

CNR No. HBHC010453262026

DATED: 05.11.2026

Between:

Mohammed Mushtaq Ahmed and 2 others

...Petitioners

AND

The State of Telangana,
Rep. by its Principal Secretary,
Revenue Department,
Secretariat,
Hyderabad and 5 others

...Respondents

ORDER:

Heard Mr. Abdul Rab Malik, learned counsel for the petitioners and the Mr. S.N.Hassan Baqri, learned Standing Counsel for Wakf Board for appearing for the respondent No.6.

2. This writ petition is filed seeking to set aside the order of the fourth respondent to the extent of petitioners property in survey No.432/E, admeasuring Ac.8.00 gts. at Velugmattla village, Khammam (Urban) Mandal, and Khammam District (for short 'the subject land') vide his order in RC No.A2/Inam/4003/2021 dated 1-12-2025 as against the principles of justice and violation of Articles 14, 19, 21 and 300A of the Constitution of India, as the land of the petitioner is neither included either in Gazette notification 4-A dated 25-01-1990, at Serial No.10696 and in the name of

institution Ashoorkhana Bade Sahee nor in the Waqf Commissioner Survey Report.

3. Learned counsel for the petitioners submits that the petitioners are the absolute owners of the subject land as they succeeded to the said Inam land on the death of one Abdul Shukoor, father of the 2nd and 3rd petitioners and husband of 1st petitioner. It is submitted that the Inam land holder Abdul Shukoor as per revenue record is father of the petitioners No.1 and 3 and husband of petitioner No.2. The petitioners approached Revenue Divisional Officer Khammam for mutation of name and issuance of the ORC in favour of the petitioners. The RDO vide common order RC No.A2/Inam/4033/2021, dated 01.12.2025 rejected the request of the petitioners in respect of the subject land. Aggrieved by the rejection order dated 01.12.2025, the present writ petition is filed.

4. This Court vide order dated 06.10.2026 examined that the RDO in the impugned order dated 01.12.2025 observed that the petitioners failed to establish their legal heirship to the original Inamdars and accordingly, declined to consider their claim for issuance of Occupancy Rights Certificates (ORCs) in respect of Sy.Nos.425 (Ac.17.24 guntas) and 432 (Ac.12.35 guntas) of Velugumatla Village. However, the Chief Executive Officer-Respondent No.6, by letter dated 25.01.2023, informed that the subject lands were not notified as Waqf properties, and the said aspect was not considered by the Respondent No.4 while passing the impugned order. In that view of the matter, since a counter is necessary, posted the matter on 27.10.2026.

5. Subsequent to the proceedings dated 06.10.2026 passed by this Court, the petitioner today has filed additional material papers by way of memo. The respondents reported no objection and the same has been taken on record. In the said memo, the petitioner has made a representation dated 19.01.2026 to the Revenue Divisional Officer Khammam-Respondent No.4 to reconsider the request for grant of ORC to an extent of Ac.8.00 gts. in the subject land along with enclosures.

6. Learned counsel for the petitioners submits that though various grounds are raised in the writ petition now confines only to the extent of disposal of the representation dated 19.01.2026 pending before the Revenue Development Officer.

7. Learned Standing counsel appearing for respondent No.6 submits that to the extent of disposing of the representation dated 19.01.2026 pray to pass appropriate orders.

8. Having regard to the submissions made by both sides, without going into the merits of the case, this writ petition is disposed of directing the respondent No.4-the Revenue Divisional Officer, Khammam to consider the representation dated 19.01.2026 submitted by the petitioners after issuing notice to interested/effected parties and after giving a fair opportunity to all concerned and on proper enquiry shall pass appropriate orders in accordance with law, as expeditiously as possible, preferably within a period of eight (08) weeks from the date of receipt of a copy of this order, and thereafter communicate the order to the petitioners.

9. With the above observation, this writ petition stands disposed of.

Miscellaneous petitions, if any, pending in this writ petition shall stand closed. No costs.

SD/-P.PONNA KRISHNA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal Secretary, Revenue Department, Secretariat, Hyderabad, Telangana -500022,
2. The District Collector, Khammam District, at Khammam District Telangana.
3. The Additional District Collector, Khammam District, at Khammam District Telangana.
4. The Revenue Divisional Officer, Khammam District,
5. The Tahsildar, Khammam Mandal Rangareddy District, Telangana,
6. The Chief Executive Officer, State Telangana Waqf Board, Razzaq Manzil, Nampally, Hyderabad Telangana.
7. One CC to SRI ABDUL RAB MALIK, Advocate [OPUC]
8. One CC to SRI S.N.HASSAN BAQRI, SC FOR TSWB [OPUC]
9. Two CCs to GP FOR REVENUE, High Court for the State of Telangana, at Hyderabad. [OUT]
10. Two CD Copies

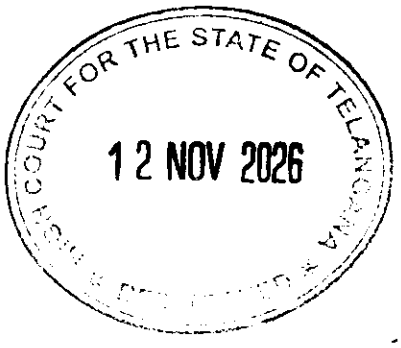
PSK.
TKS

CC TODAY

HIGH COURT

DATED: 05/11/2026

ORDER
WP.No.22100 of 2026



DISPOSING OF THE WRIT PETITION WITHOUT COSTS.

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12/11/26