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

THURSDAY, THE FIRST DAY OF OCTOBER
TWO THOUSAND AND TWENTY SIX

**PRESENT**

**THE HONOURABLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO**

**WRIT PETITION NO: 33243 OF 2026**

**Between:**

1. Smt. Maheshwaram Rameshwaramma, W/o. Satyanarayana Chary, age 71 years, Occ. Agriculture, Rio. Gundur Village, Kalwakurthy Mandal, Nagarkurnool District.
2. Sri Maheshwaram Anil Kumar, S/o. Satyanarayana Chary, age 49 years, Occ. Agriculture, Rio. Gundur Village, Kalwakurthy Mandal, Nagarkurnool District.

**...PETITIONERS**

**AND**

1. State of Telangana, Rep by its Secretary, Irrigation and CAD Department, Jalasoudha Building, Irrumanzil, Hyderabad.
2. Engineer-in-Chief (Admn.), Irrigation and CAD Department, 1st Floor, Jalasoudha Building, Errum Manzil,Hyderabad.
3. Assistant Executive Engineer, Irrigation Sub Division No.1, Nagarkurnool.
4. District Collector (Revenue), Nagarkurnool District.
5. Tahsildar, Kalwakurthy mandal, Nagarkurnool District.
6. MENTA Parvathalu, S/o. Bheeraiah, Age Major, Occ. Agriculture, R/o. Gundur Village, Kalwakurthy Mandal.

**...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 or Direction, more particularly one in the nature of mandamus declaring the impugned Lr.No./AEE/ISD1/NGKL/2026-27 dated 13.07.2026 issued by the 3rd Respondent as arbitrary, unjust, violative principles of

natural justice consequently setaside the same with a further direcion to the respondents not to proceed with againt the petitioner in pursuace of Lr.No./AEE/ISD1/NGKL/2026-27 dated 13.07.2026 without following due process of law

**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 respondents not to dispossess the petitioners from the subject land and not to interfere with their agricultural operations or seal/remove the borewell pursuant to the impugned proceedings Lr.No./AEE/ISD1/NGKL/2026-27 dated 13.07.2026 issued by the 3rd Respondent, pending disposal of the above writ petition

**Counsel for the Petitioners: SRI VENKATESHVARLU GUMMADAVELLY**

**Counsel for the Respondent Nos. 1 to 3: GP FOR IRRIGATION AND CAD DEPARTMENT**

**Counsel for the Respondent Nos. 4 & 5 : GP FOR REVENUE**

**Counsel for the Respondent No. 6: ---**

**The Court made the following: ORDER**

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

**HON'BLE SRI JUSTICE NAMAVARAPU RAJESHWAR RAO**

**Dated this the 1st day of October 2026**

**WRIT PETITION No.33243 of 2026**
**(CNR No. HBHC010684212026)**

**Between:**

Smt. Maheshwaram Rameshwaramma and another

.. Petitioners

AND

The State of Telangana, represented by its Secretary, Irrigation & CAD Department, Hyderabad and others.

.. Respondents

**ORDER:**

With the consent of both parties, the Writ Petition has been disposed of at the admission stage itself.

2. The present Writ Petition has been filed to declare the impugned Lr.No/AEE/ISD1/NGKL/2026-27 dated 13.07.2026 issued by the 3rd respondent as arbitrary and unjust, and consequently, set aside the same with a further direction to the respondents not to proceed against the petitioner in pursuance of the said letter dated 13.07.2026, without following due process of law.

3. Heard both sides. Perused the record.

4. Brief facts of the case are that the first petitioner is the owner and possessor of agriculture land Ac.7.2700 gts. in different survey numbers including Sy.Nos.157 and 158,

situated at Gundur Village, Kalwakurthy Mandal Nagarkurnool District and eking out her livelihood by cultivating the above said agricultural lands and except the agriculture, they have no other source of income to survive.

5. During month of July, 2026, some of the officials from the 3rd respondent had visited the first petitioner's agricultural lands and threatened her to close the borewell and alleged that, she occupied some extent of Shikam Land in Sy.Nos.157 and 158 in Gundur Village, Kalwakurthy Mandal, Nagarkurnool District. The first petitioner restrained them, when they forcibly tried to evict from her land. Hence, the Writ Petition.

6. Learned counsel for the petitioner submits that the respondent authorities without issuing any notice to the petitioners and without surveying the land, served a copy of the impugned letter dated 13.07.2026 on the petitioners. The said letter was addressed to the 5th respondent, whereunder it is stated that, they served a notice on the petitioner alleging that, she illegally encroached the sikham land in Sy.No.157 and 158, Gundur Village, Kalwakurty Mandal and dug borewell inside the Government minor irrigation tank sikham. Further, requested the 6th respondent to deploy the revenue field staff for

removing the illegal encroachments and sealing the unauthorized borewell in the government tank.

7. Learned counsel for the petitioner further submits that the 6th respondent, in collusion with the 3rd respondent, is attempting to dispossess the petitioner from the subject land on account of political rivalry. He further submits that the impugned order does not refer to any survey sketch, demarcation report, or revenue record demonstrating that the specific land in the petitioner's possession forms part of the 'Sikham' land, as alleged. In the circumstances, learned counsel submits that the letter issued by the respondent authorities is illegal and unsustainable, and therefore prays that the Writ Petition be allowed.

8. On the other hand, learned counsel appearing for the respondent authorities submits that the respondents would not interfere with the petitioners' land or seal the borewell except by following the due process of law.

9. In view of the above submissions, if the official respondents intend to conduct a survey to ascertain whether there is any encroachment upon the subject land, they are at liberty to do so in accordance with law. However, till such

exercise is completed, the official respondents shall not interfere with the petitioners' possession and enjoyment of the subject land or with the borewell. The petitioners are directed to extend their cooperation to the official respondents for conducting the survey.

10. With the above directions, the Writ Petition is disposed of. There shall be no order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

**SD/- S.MALLIKARJUNA RAO**
**ASSISTANT REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

**To,**

1. The Secretary, Irrigation and CAD Department, Jalasoudha Building, Irrumanzil, State of Telangana, Hyderabad.
2. Engineer-in-Chief (Admn.), Irrigation and CAD Department, 1st Floor, Jalasoudha Building, Errum Manzil,Hyderabad.
3. Assistant Executive Engineer, Irrigation Sub Division No.1, Nagarkurnool.
4. District Collector (Revenue), Nagarkurnool District.
5. Tahsildar, Kalwakurthy mandal, Nagarkurnool District.
6. One CC to SRI VENKATESHVARLU GUMMADAVELLY, Advocate [OPUC]
7. Two CCs to GP FOR IRRIGATION AND CAD DEPARTMENT, High Court for The State of Telangana, at Hyderabad [ OUT]
8. Two CCs to GP FOR REVENUE, High Court for The State of Telangana, at Hyderabad [ OUT]
9. Two CD Copies

PVL

PSK

**HIGH COURT** **CC-TODAY**

**DATED: 01/10/2026**

**ORDER**

**WP.No.33243 of 2026**




**DISPOSING OF THE WRIT PETITION**

**WITHOUT COSTS**

(13) (SP)

06/10/26