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

MONDAY, THE SECOND DAY OF NOVEMBER
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 36423 OF 2026

Between:

1. Sri. Addale Kista Reddy,, S/o. Late Addal Vittal Reddy, Aged about 65 Years, Occ. Agriculture, R/o. H. No. 2-37, Vittalwadi Village, Pedda Kodapgal Mandal, Kamareddy District, Telangana- 502205
2. Sri. Addale Ramesh Reddy,, S/o. Addale Govind Reddy, Aged about 35 Years, Occ. Agriculture, R/o. Vittalwadi Village, Pedda Kodapgal Mandal, Kamareddy District, Telangana- 502205

...PETITIONERS

AND

1. The Principal Secretary, Represented by its Secretary, Department of Revenue, Secretariat, Hyderabad, Telangana
2. The District Collector,, Medak District
3. The District Surveyor, Kamareddy District
4. The Mandal Surveyor,, Pedda Kodapgal Mandal, Kamareddy District
5. The Deputy Inspector of Survey and Land Records, 0/0. The Revenue Divisional Officer,Banswada, Kamareddy District
6. The Thasildar,, Pedda Kodapgal Mandal, Kamareddy District
7. Sri. Rathod Shivaji,, S/o Subhash, aged about 24 years, Occ. Sarpanch, R/o Vittalwadi Village, Pedda Kodapgal Mandal, Kamareddy District, Telangana-502205

...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 Respondent No.5 in issuing impugned notice vide File No. A3/ 347/ 2026, dated. 17.10.2026 pending adjudication of civil suit vide O.S No. 57 of 2026 on the file of the Hon'ble Junior Civil Judge, at Bichkunda and by board standing orders without putting all pattedars on notice as illegal, arbitrary, violation of articles 14, 16 and 21 of the constitution of India besides being contrary to the rules, regulations and the prescribed procedure and consequentially Set aside the impugned notice vide File No. A3/ 347/ 2026, dated. 17.10.2026

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 stay all further proceedings pursuant to the impugned notice vide File No. A3/347/2026, dated. 17.10.2026 in the interest of justice

Counsel for the Petitioner(s): Sri. T Srujan Kumar Reddy

Counsel for the Respondents No. 1 to 6: Gp For Revenue

Counsel for the Respondents No. 7:---

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.36423 of 2026

(CNR.No.HBHC010747672026)

DATE: 02.11.2026

Between:

Sri Addale Kista Reddy and another

... Petitioners

AND

The Principal Secretary,
Represented by its Secretary,
Department of Revenue,
Secretariat, Hyderabad and others.

... Respondents

ORDER :

Heard Mr.T.Srujan Kumar Reddy, learned counsel for the petitioners, Ms.Dara Haritha Kiran, learned Assistant Government Pleader for Revenue appearing for respondent Nos.1 to 6. With the consent of the learned counsel appearing for the respective parties, the writ petition is taken up for disposal at the admission stage itself.

2. This writ petition has been filed seeking the following prayer:-

> *"....to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of respondent No.5 in issuing impugned notice vide File No.A3/ 347/ 2026 dated 17.10.2026 pending adjudication of civil suit vide O.S.No.57 of 2026 on the file of the Hon'ble Junior Civil Judge at Bichkunda and by board standing orders without putting all pattedars on notice as illegal, arbitrary, violation of articles 14, 16 and 21 of the constitution of India besides being*

contrary to the rules regulations and the prescribed procedure and consequentially Set aside the impugned notice vide File No. A3/ 347/ 2026 dated 17.10.2026 and to pass."

3. The case of the petitioners, in brief, is that the petitioners claim to be the owners and possessors of agricultural lands situated in Sy.Nos.42, 43, 44 and 45 of Lingampally Village, Pedda Kodapgal Mandal, Kamareddy District, devolved as per their family lineage. It is submitted that the petitioners' grandfather was the original owner of Ac.29-00 gts in Sy.No.44, as per the partition effected among the family members as reflected in the Revenue records. It was noticed that there is a discrepancy wherein as per the Tippon an extent of land Ac.23-31 gts was recorded and shown and as per Kasra Pahani and Setwar an extent of Ac.29-00 gts is shown and recorded. Respondent No.6, *vide* Memo dated 16.04.2026, acknowledged the discrepancy and expressed inability to conduct the survey until the same was resolved.

4. It is further submitted that petitioner No.1 filed a suit by name O.S.No.57 of 2026 before the learned Junior Civil Judge, Bichkunda, seeking perpetual injunction, which is pending adjudication. While so, respondent No.5 issued the impugned notice dated 17.10.2026, proposing survey on 23.10.2026, without effecting notice to all affected pattadars and without resolving the discrepancies in the Revenue records. Despite the petitioners' objections and legal notice, the official

respondents are attempting to conduct the survey based on the disputed Tippon and Revenue records as such are now interfering with their possession under the guise that the said lands are Gramakantam lands.

5. Learned counsel for the petitioners, submits that petitioners are aggrieved by the impugned notice *vide* File No.A3/347/2026, dated 17.10.2026 issued by respondent No.5 pending adjudication of civil suit *vide* O.S.No.57 of 2026 on the file of the learned Junior Civil Judge, at Bichkunda and by board standing orders without putting all pattedars on notice.

6. Learned counsel for the petitioners submits that the aforesaid suit was filed seeking a perpetual injunction against respondent No.7 and other defendants in the suit. Learned counsel further submits that the petitioners objected to the issuance of the impugned notice by way of the legal notice dated 21.10.2026, objecting to the proposed survey and demarcation of the said land during the pendency of the said suit.

7. Learned counsel further submits that petitioner No.1 is the owner and possessor of an extent of Ac.1.33 gts in Sy.No.44/A, and petitioner No.2 is the owner and possessor of an extent of Ac.1.35 gts in Sy.No.42/Aa, Ac.3.00 gts in Sy.No.43/E and Ac.1.10 gts in Sy. No.44/E, situated at Lingampally Village, Pedda Kodapgal Mandal, Kamareddy

District and the petitioners are brothers. Learned counsel further submits that, though the legal notice has been served upon the respondents, no orders have been passed thereon till date. Learned counsel for the petitioner would submit that if the survey is conducted in the meantime, and any orders are passed the rights of the petitioners would be adversely affected.

8. Learned Assistant Government Pleader, on instructions issued by respondent No.6, submits that petitioner No.2 had submitted an application seeking a survey in respect of an extent of Ac.1.10 gts in Sy.No.44. In this regard, the Mandal Surveyor has submitted a report stating that, as per the Tippon records, the total extent of land recorded in Sy.No.44 is Ac.23.31 gts., whereas as per the Sesala Pahani records for the years 1955–58, with the supplementary Setwar records, in the said survey number was recorded as Ac.29.00 gts.

9. In view of the aforesaid discrepancy, the Surveyor expressed his inability to conduct the survey and demarcate the subject land. Further, upon verification of the supplementary Setwar records, it was noticed that, out of the total extent of Ac.29.00 gts in Sy.No.44, an extent of Ac.2.00 gts was recorded towards 'Endla Sthalalu' (house sites), out of which an extent of Ac.1.22 gts was recorded as Phot Kharaab, while the remaining extent of Ac.25.18 gts was recorded as

patta land in Sy.No.44, situated at Vittalwadi habitation of Lingampally Village.

10. Learned counsel for the petitioners submits that, in view of the discrepancy, the survey and demarcation effect the rights and unless the objections of the petitioners are considered, the respondents may not to conclude the survey.

11. Learned Assistant Government Pleader submits that appropriate orders would be passed.

12. Recording the submissions of the learned counsel on both sides, since there is discrepancy on the extent of the area recorded on the ground position compared to the Revenue records, without going into the merits of the case, the writ petition is disposed of directing the respondent Nos.2 to 6 to consider the objections of the petitioners and verify the Revenue records correlating with the ground portion after putting notice to all the effected parties including respondent No.7 and after granting opportunity of hearing may conclude the survey and pass appropriate orders. The entire exercise shall be completed within a period of eight (08) weeks from the date of receipt of a copy of this order. It is clarified that till the objections placed and pending before respondent No.5 is decided, the petitioner shall not be dispossessed from the subject property as per the impugned notice and the earlier proceedings. Since the respondents are directed to issue notice to

respondent No.7, notice to respondent No.7 in this writ petition is dispensed. It is made clear that if the respondent No.7 is aggrieved by this order, it is left open to him to avail remedy of filing application seeking modification of this order in accordance with law. It is made clear that this Court did not express any opinion on the rights, title and possession of the petitioners in respect of the subject property.

13. With the above directions, the writ petition stands disposed of. There shall be no order as to costs.

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

Sd/- T.SRINIVAS REDDY
ASSITANT REGISTRAR

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SECTION OFFICER

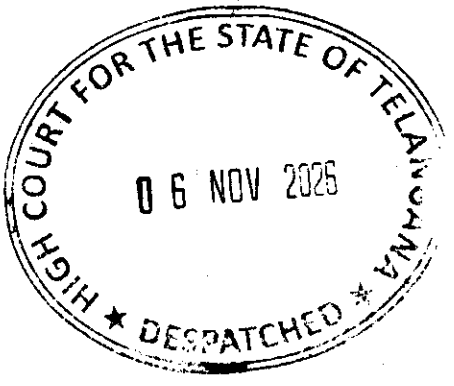
To,

1. The Secretary, The Principal Secretary, Department of Revenue, Secretariat, Hyderabad, Telangana
2. The District Collector,, Medak District
3. The District Surveyor, Kamareddy District
4. The Mandal Surveyor,, Pedda Kodapgal Mandal, Kamareddy District
5. The Revenue Divisional Officer, The Deputy Inspector of Survey and Land Records, 0/0.,Banswada, Kamareddy District
6. The Thasildar,, Pedda Kodapgal Mandal, Kamareddy District
7. One CC to SRI. T SRUJAN KUMAR REDDY Advocate [OPUC]
8. Two CCs to GP FOR REVENUE High Court for the State of Telangana, at Hyderabad [OUT]
9. Two CD Copies

DA

HIGH COURT

DATED: 02/11/2026



ORDER

WP.No.36423 of 2026

DISPOSING OF THE WRIT PETITION WITHOUT COSTS

(12)
T.P
05/11/26