IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD
(Special Original Jurisdiction)

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

PRESENT

THE HONOURABLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION NO: 38805 OF 2026

Between:

Smt. Karengula Sowmya, W/o. Sri Karengula Satyanarayana, Aged about 39 years, Occ. Business, R/o. 2-20-5/21, Adarsh Nagar, Uppal Village, Medchal-Malkajgiri District, Telangana.

...PETITIONER

AND

1. The State of Telangana,, Rep. by its Principal Secretary, Municipal Administration, Secretariat Building, Hyderabad.
2. The Malkajgiri Municipal Corporation, Rep by its Commissioner HUDA Complex Tarnaka Hyderabad T G
3. The Zonal Commissioner, Uppal Zone Malkajgiri Municipal Corporation At Uppal
4. The Deputy Commissioner, Boduppal Circle 10 Uppal Zone Malkajgiri Municipal Corporation Door No 230 Near Bangaru Maisamma Temple Bayanna Nagar Boduppal Hyderabad T G 500 092
5. The Asst City Planner, Boduppal Circle 10 Uppal Zone Malkajgiri Municipal Corporation Door No 230 Near Bangaru Maisamma Temple Bayanna Nagar Boduppal Hyderabad T G 500 092

...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 Writ of Mandamus, declaring the action of the respondents in threatening to demolish the, petitioner s construction situated in Plot Nos. 2 Eastern Part, 3 and 4 Parts, Sy. No. 5, Gayathri Hills, Miyapur Village, within the limits of Boduppal

Municipal Corporation, despite the subsisting building permissions granted by the competent authority and submission of a detailed explanation dated 01.11.2026 to the show-cause notice dated 31.10.2026, without considering the explanation and without passing any final reasoned order, as illegal, arbitrary, unconstitutional and violative of Articles 14 and 300-A of the Constitution of India and the principles of natural justice, and consequently direct the respondents not to demolish or interfere with the petitioner s permitted construction except by 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, particularly respondent Nos. 2 to 5, not to demolish, damage or interfere with the petitioner's existing construction situated in Plot Nos. 2 Eastern Part, 3 and 4 Parts, Sy. No. 5, Gayathri Hills, Miyapur Village, within the limits of Boduppal Municipal Corporation, pursuant to the show-cause notice dated 31.10.2026, particularly in view of the oral threat of demolition on 16.11.2026, without considering the petitioner's explanation dated 01.11.2026 and following due process of law, pending disposal of writ petition.

Counsel for the Petitioner: SRI. KUNCHA SUNIL GOUD

Counsel for the Respondent No.1: GP FOR MCPL ADMN URBAN DEV
Counsel for the Respondents No.2 To 5 : SRI SRINVASA RAO PACHWA, SC FOR GHMC

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HONOURABLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION No.38805 of 2026
(CNR No.HBHC010800642026)

DATED: 16.11.2026

Between:

Karengula Sowmya ...**Petitioner**

AND

The State of Telangana,
Rep. by its Principal Secretary,
Municipal Administration & Urban Development Department,
Secretariat, Hyderabad and others. ...**Respondents**

ORDER:

This writ petition is filed to declare the action of respondents in threatening to demolish the petitioner's construction situated at Plot No.2 Eastern Part, 3 and 4 parts, Sy.No.5, Gayathri Hills, Miyapur Village, within the limits of Boduppal Municipal Corporation (hereinafter referred to as 'subject property'), despite the subsisting building permissions granted by competent authority and submission of a detailed explanation dated 01.11.2026 to the show-cause notice dated 31.10.2026, without considering the explanation and without passing any final reasoned order, as illegal, arbitrary and violative of Article 14 and 300-A of the Constitution of India and for consequential relief.

2. Heard Sri K.Sunil Goud, learned Counsel for the petitioner, learned Government Pleader for MA & UD for respondent No.1 and Sri Srinivas Rao Pachwa, learned Standing Counsel for respondent Nos.2 to 5.

3. Learned Counsel for the petitioner submitted that petitioner is the absolute owner and possessor of the subject property; that petitioner obtained five individual permissions for construction *vide* Nos.012158/BDPL/00294/IABP/2025, 012159/BDPL/00295/IABP/2025, 012166/BDL/00296/IABP/2025, 012168/BDPL/00297/IABP/2025 and 012169/BDPL/00298/IABP/2025, all dated 11.08.2025; that petitioner was proceeding with construction in accordance with the sanctioned plan, however, respondents have issued a show-cause notice dated 31.10.2026 alleging that he was raising unauthorized construction contrary to the approved plan; that petitioner submitted a written explanation dated 01.11.2026; that respondents without considering the explanation and without passing any speaking Order are threatening to demolish the subject property. Aggrieved by the same, present writ petition is filed.

4. Learned Standing Counsel for respondent Nos.2 to 5 on oral instructions submitted that explanation dated 01.11.2026 submitted by the petitioner would be considered and appropriate action would be taken strictly in accordance with the law by duly passing speaking Order and prayed to pass appropriate orders.

5. In the light of submissions made by the learned Counsel for the petitioner as well as learned Standing Counsel for respondent Nos.2 to 5, writ petition is disposed of with a direction to respondents to consider the explanation dated 01.11.2026 submitted by the petitioner and pass a speaking Order and subject to the result of the speaking Order, respondents are at liberty to take further action strictly in accordance with law. There shall be no order as to costs.

Miscellaneous petitions pending, if any, shall stand closed.

SD/-K.V.O.NARSI BABU
ASSISTANTREGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration, State of Telangana, Secretariat Building, Hyderabad.
2. The Commissioner, Malkajgiri Municipal Corporation, HUDA Complex Tarnaka Hyderabad T G
3. The Zonal Commissioner, Uppal Zone Malkajgiri Municipal Corporation At Uppal
4. The Deputy Commissioner, Boduppal Circle 10 Uppal Zone Malkajgiri Municipal Corporation Door No 230 Near Bangaru Maisamma Temple Bayanna Nagar Boduppal Hyderabad T G 500 092
5. The Asst City Planner, Boduppal Circle 10 Uppal Zone Malkajgiri Municipal Corporation Door No 230 Near Bangaru Maisamma Temple Bayanna Nagar Boduppal Hyderabad T G 500 092
6. One CC to SRI. KUNCHA SUNIL GOUD, Advocate [OPUC]
7. Two CCs to GP FOR MCPL ADMN URBAN DEV, High Court for the State of Telangana, at Hyderabad [OUT]
8. One CC to SRI SRINVASA RAO PACHWA, SC FOR GHMC [OPUC]
9. Two CD Copies

DAN

GBR

HIGH COURT

CC TODAY

DATED: 16/11/2026



ORDER

WP.No.38805 of 2026

DISPOSING OF THE WRIT PETITION WITHOUT COSTS

12 MT
18/11/26