



[2594]

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF FEBRUARY TWO THOUSAND AND NINETEEN

:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA KODANDA RAM

WRIT PETITION NO: 1749 OF 2019

Between:

N.Sivaprasad, S/o. Radha Krishna Murthy

...Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Municipal Administration Department, Secretariat Buildings, Hyderabad - 500 022.
2. The Mahabubad Municipality -II, Rep.by its Commissioner, Mahabubabad Town & District.
3. Pamuganthi Ajith Reddy, S/o. Mohan Reddy, age. 47 years, Occ: Doctor, R/o. Jayamma (V), Maripeda(M), Mahabubabad District.

...Respondents

WHEREAS the Petitioner above named through his Advocate M/s G L NARASIMHA RAO presented this 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 or order or direction more particularly in the nature of Writ of Mandamus by declaring the illegal action of the 2nd respondent who issued the permission vide File & Permit No. 3003/w13/2018/1131 Dated.12-11-2018 to the 3rd respondent behind back of the petitioner without considering the objection dated. 8-10-2018 of the petitioner on the petitioner's house plot that too without giving any notice to the petitioner even the objections filed by the petitioner is pending, is illegal improper, injustice, unconstitutional and violation of the natural justice, as well Article 14 to 21 and 300- A guaranteed by the Constitution of India, and CONSEQUENTLY direct the respondent No.2 to cancel the impugned permission vide permit and File No. 3003/w13/2018/1131 Dated.12-11-2018 to the 3rd respondent in the petitioners house plot that too without giving any notice to the petitioner even the objections Dated. 8-10-2018 filed by the petitioner.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of M/s G L NARASIMHA RAO, Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Municipal Administration Department, State of Telangana, Secretariat Buildings, Hyderabad - 500 022.
2. The Commissioner, Mahabubabad Municipality -II, Mahabubad Town & District.
3. Pamuganthi Ajith Reddy, S/o. Mohan Reddy, age. 47 years, Occ: Doctor, R/o. Jayamma (V), Maripeda(M), Mahabubabad District.

are directed to show cause on or before 01-03-2019 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 1 OF 2019



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.2 to Cancel the impugned permission vide permit and File No. 1003/w13/2018/1131 Dated.12-11-2018 to the 3rd respondent in the petitioner's house plot that too without giving any notice to the petitioner even the objections Dated. 8-10-2018 filed by the petitioner and pending disposal of WP No. 1749 of 2019, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Learned counsel for the petitioner is permitted to take out personal notice to the third respondent by registered post with acknowledgment due and file proof of service.

Post on 01.03.2019.

Any construction that may be made by the third respondent shall be subject to the further orders to be passed by this Court.

**SD/- K. SAILESHI
ASSISTANT REGISTRAR**

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Municipal Administration Department, State of Telangana, Secretariat Buildings, Hyderabad - 500 022.
2. The Commissioner, Mahabubad Municipality -II, Mahabubabad Town & District.
3. Pamuganthi Ajith Reddy, S/o. Mohan Reddy, age. 47 years, Occ: Doctor, R/o. Jayamma (V), Maripeda(M), Mahabubabad District (RR 1 to 3 by RPAD along with a copy of petition and affidavit).
4. One CC to M/s. G L NARASIMHA RAO, Advocate [OPUC].
5. Two CCs to GP FOR MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (TG), High Court for the State of Telangana at Hyderabad [OUT].
6. One spare copy
ZEE

HIGH COURT

CKRJ

DATED:01/02/2019

POST ON 01.03.2019

NOTICE BEFORE ADMISSION



WP.No.1749 of 2019