

**(SHOW CAUSE NOTICE BEFORE ADMISSION)  
IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD**

MONDAY, THE EIGHTH DAY OF JUNE TWO THOUSAND AND TWENTY

**:PRESENT:  
THE HONOURABLE SRI JUSTICE K.LAKSHMAN**

**WRIT PETITION NO: 7783 OF 2020**

**Between:**

B. Mamatha Latha, W/o. B. Kamalakara Rao, Aged about 49 years, Oce. Employee, R/o. QR. No.411 C, BHEL Township, R.C. Puram, Hyd. Plot No. 15 and 22, Part in Sy. Nos. 295, 296 and 297 Admeasuring 384 Sq.Yds. equivalent to 321.02 Sq.mts.

**Petitioner**

**AND**

1. The State of Telangana, Rep. by its Principal Secretary, (Land Acquisition) Revenue Department, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
2. The State of Telangana, Rep. by its Principal Secretary, Irrigation and Command Area Development Department, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
3. The State of Telangana, Rep. by its Principal Secretary, Municipal Administration and Urban Development Department, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
4. Hyderabad Metropolitan Development Authority(HMDA), Rep. by its Commissioner, Block A, District Commercial Complex, Tarnaka, Hyderabad, Telangana- 500007.
5. Greater Hyderabad Municipal Corporation(GHMC), Rep. by its Commissioner, CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad - 500 063.
6. Assistant Engineer, Irrigation and Command Area Development, Serilingampally Mandal, Ranga Reddy District.
7. Y.N.R s Green Hills Mea City, Represented by Y.C. Reddy, Off. Mega Hills Commercial Complex Office, G-9, Miyapur, N.H.9, RangaReddy District, Hyderabad.

**Respondents**

WHEREAS the Petitioner above named through her Advocate M/s. B RACHNA 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, Order or Direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in illegally encroaching, into land bearing Part in Plot No.15 and 22 admeasuring 384Sq.Yds. equivalent to 321.02 Sq. mts. in Sy.Nos.295, 296 and 297 situated at Chandanagar Village, Serilingampally Mandal and Municipality, Ranga Reddy District, allegedly to redirect and excavate a nala' through the petitioner's property, without notice, opportunity, authorized sanction or due process followed as illegal, arbitrary in violation of natural justice, applicable laws and natural justice and consequently to direct- (i) The respondents not to illegally interfere with the peaceful possession and enjoyment of the Petitioners' subject land bearing Part in Plot No.15 and 22 admeasuring 384Sq.Yds. equivalent to 321.02 Sq. mts. in Sy.Nos.295, 296 and 297 situated at Chandanagar Village, Serilingampally Mandal and Municipality, Ranga Reddy District, without scrupulously following the due process of law (ii) To grant Petitioners the requisite permissions for construction based on the requisite applications subject land bearing Part in Plot No.15 and 22 admeasuring 384Sq.Yds. equivalent to 321.02 Sq. mts. in Sy.Nos.295, 296 and 297 situated at Chandanagar Village, Serilingampally Mandal and Municipality, Ranga Reddy;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Smt. B RACHNA Reddy, 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, (Land Acquisition) Revenue Department, State of Telangana, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
2. The Principal Secretary, Irrigation and Command Area Development Department, State of Telangana, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
3. The Principal Secretary, Municipal Administration and Urban Development Department, State of Telangana, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
4. The Commissioner, Hyderabad Metropolitan Development Authority(HMDA), Block A, District Commercial Complex, Tarnaka, Hyderabad, Telangana- 500007.
5. The Commissioner, Greater Hyderabad Municipal Corporation(GHMC), CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad - 500 063.
6. Assistant Engineer, Irrigation and Command Area Development, Serilingampally Mandal, Ranga Reddy District.
7. Sri Y.C. Reddy, Y.N.R s Green Hills Mea City, Off. Mega Hills Commercial Complex Office, G-9, Miyapur, N.H.9, RangaReddy District, Hyderabad.

are directed to show cause on or before 18-06-2020 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: 2 OF 2020**

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 grant Stay of dispossession of the petitioner covered by similar orders in W.P. Nos. 6716 of 2020 to 6735 of 2020 from land bearing Part in Plot No.15 and 22 admeasuring 384 Sq. Yds. equivalent to 321.02 Sq. mts. in Sy.No.295, 296 and 297 situated at Chandanagar Village, Serilingampally Mandal and Municipality, Ranga Reddy District, pending disposal of WP No. 7783 of 2020, on the file of the High Court.

**The Court made the following:**

#### **ORDER:**

##### **Notice before admission.**

It is the contention of the petitioner that the respondents, more particularly, respondent Nos.2 and 6, are trying to dispossess the petitioner from her property viz., bearing part in plot Nos.15 and 22 admeasuring 384.00 sq yds equivalent to 321.02 sq mts. in Sy. Nos.295, 296 and 297 situated at Chandanagar village, Serilingampally Mandal and Municipality, Ranga Reddy District, without issuing notice, without giving any opportunity and without following due process of law. In the said process, respondent Nos.2 and 4 came to the subject property along with JCBs etc on 01-05-2020 and tried to dispossess the petitioner.

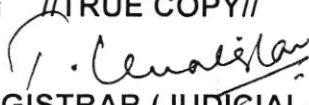
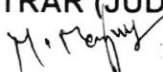
On the other hand, learned Government Pleader for I and CAD, appearing for respondent Nos.2 and 6, would submit that the subject land partly falls in FTL and partly falls in non-FTL. A survey was already conducted. He would further submit that as per G.O.Ms.No.168, constructions are not permitted in the subject land. According to him, now neither of the respondent No.2 and 6 are taking any action dispossessing the petitioner from the subject land. He would further submit that under the guise of interim order to be passed by this Court, the petitioner is trying to raise the construction in the subject property.


In view of the said facts, there shall be a direction to the respondents not to dispossess the petitioner from her property viz., bearing part in plot Nos.15 and 22 admeasuring 384.00 sq yds equivalent to 321.02 sq mts. in Sy. Nos.295, 296 and 297 situated at Chandanagar village, Serilingampally Mandal and Municipality, Ranga Reddy District. It is also directed that the petitioner shall not make any construction on the subject property.

Registry is directed to print the name of Sri Y.Rama Rao, learned Standing Counsel, appearing for 4<sup>th</sup> respondent, and Sri Pasham Krishna Reddy, learned counsel appearing for 5<sup>th</sup> respondent.

Post on 18-06-2020 in the motion list.

SD/-SRI JUSTICE K. LAKSHMAN

//TRUE COPY//  
  
REGISTRAR (JUDICIAL-II)  


  
SECTION OFFICER

To,

1. The Principal Secretary, (Land Acquisition) Revenue Department, State of Telangana, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
2. The Principal Secretary, Irrigation and Command Area Development Department, State of Telangana, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
3. The Principal Secretary, Municipal Administration and Urban Development Department, State of Telangana, Secretariat Buildings, 5th Floor, BRKR Bhavan, Hyderabad, Telangana-500063.
4. The Commissioner, Hyderabad Metropolitan Development Authority(HMDA), Block A, District Commercial Complex, Tarnaka, Hyderabad, Telangana- 500007.
5. The Commissioner, Greater Hyderabad Municipal Corporation(GHMC), CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad - 500 063.
6. Assistant Engineer, Irrigation and Command Area Development, Serilingampally Mandal, Ranga Reddy District.
7. Sri Y.C. Reddy, Y.N.R s Green Hills Mea City, Off. Mega Hills Commercial Complex Office, G-9, Miyapur, N.H.9, RangaReddy District, Hyderabad. (1 TO 7 by RPAD- along with a copy of petition and affidavit)
8. One CC to Smt. B RACHNA Reddy, Advocate [OPUC]
9. Two CCs to GP for Land Acquisition, High Court at Hyderabad. (OUT)
10. Two CCs to GP for Municipal Administration, High Court at Hyderabad. (OUT)
11. Two CCs to GP for Irrigation, High Court at Hyderabad. (OUT)
12. One spare copy

mvj

HIGH COURT

KL,J

DATED:08/06/2020

Post on 18-06-2020 in the motion list

NOTICE BEFORE ADMISSION

WP.No.7783 of 2020

DIRECTION

