

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

FRIDAY, THE NINETEENTH DAY OF JUNE  
TWO THOUSAND AND TWENTY

**:PRESENT:  
THE HON'BLE SRI JUSTICE K.LAKSHMAN**

**WRIT PETITION NO: 8314 OF 2020**

**Between:**

K Srikanth, S/o K.V.N. Narasimha Rao,

Petitioner

**AND**

1. The State of Telangana, Rep. by its Principal Secretary, Electricity Department, Secretariat, Hyderabad.
2. The Southern Power Distribution Company of Telangana Limited, Ground Floor, Mint Compound, Hyderabad, rep. by its Managing Director.
3. The Superintendent Engineer, Operations Circle, TSSPDCL, Mint Compound, Hyderabad.
4. Asst. Divisional Engineer, Operations, Mehdiapatnam Division, TSSPDCL, Hyderabad.
5. The Deputy Commissioner, GHMC, Circle-12, (Old Circle-7), Khairthabad, Hyderabad.
6. Mr. Ibrahim, R/o H.No.136825/10, Mohal Nagar, Ring Road, Karwan, Hyderabad, Work site H.No. 12-2-828/A/39, Amba Gardens, Mehdiapatnam, Hyderabad.

Respondents

WHEREAS the petitioners above named through his Advocate Sri T.Bala Mohan Reddy, 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 grant an order, direction or writ, more so in the nature of Writ of mandamus declaring the action of respondent No. 2 to 4 in extending the electricity supply to the illegal construction made by the 6<sup>th</sup> respondent in premises bearing Plot No. 39, Amba Gardens, Mehdiapatnam, which should be in the control and supervision of respondent No. 5 in terms of orders of this Hon'ble Court dated 24.07.2019, in I.A. No. 1 of 2019 in W.P.No.15200 of 2019, as illegal, arbitrary, highhanded apart from being violative of Article 14 of Constitution of India and consequently to direct the respondent No. 2 to 4 to withdraw the electricity supply to the illegal construction made by the 6th respondent in premises bearing Plot No. 39, Amba Gardens, Mehdiapatnam;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri T.Bala Mohan 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, Electricity Department, State of Telangana, Secretariat, Hyderabad.
2. The Managing Director, Southern Power Distribution Company of Telangana Limited, Ground Floor, Mint Compound, Hyderabad.
3. The Superintendent Engineer, Operations Circle, TSSPDCL, Mint Compound, Hyderabad.
4. The Asst. Divisional Engineer, Operations, Mehdiapatnam Division, TSSPDCL, Hyderabad.
5. The Deputy Commissioner, GHMC, Circle-12, (Old Circle-7), Khairthabad, Hyderabad.
6. Mr. Ibrahim, R/o H.No.136825/10, Mohal Nagar, Ring Road, Karwan, Hyderabad, Work site H.No. 12-2-828/A/39, Amba Gardens, Mehdiapatnam, Hyderabad.

are directed to show cause on or before 25-6-2020 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: 1 OF 2020:**

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondent No. 2 to 4 to disconnect the power supply to the illegal construction taken up by respondent No. 6 in premises in Plot No. 39, Amba Gardens, Mehedipatnam, Hyderabad, forthwith, pending disposal of WP No. 8314 of 2020, on the file of the High Court.

**The Court made the following: ORDER:**

**“Notice before admission.**

It is submitted by Sri T.Bala Mohan Reddy, learned counsel for the petitioner that vide order dated 24.07.2019 in I.A.No.1 of 2019 in W.P.No.15200 of 2019 this Court directed the 3<sup>rd</sup> respondent therein i.e. the Deputy Commissioner, GHMC, Circle 12 (Old circle No.7), Khairtabad, Hyderabad; respondent No.5 herein to ensure that no further construction is made and the property shall be under the control and supervision of the 3<sup>rd</sup> respondent until further orders.

Sri Nili Ashok Kumar, learned counsel appearing for the 5<sup>th</sup> respondent herein, on instructions, would submit that the said order is subsisting as on today and the 5<sup>th</sup> respondent has taken over the control of the subject property and it is under his supervision as of now. According to him, the 6<sup>th</sup> respondent is making construction during night hours, for which the 5<sup>th</sup> respondent is taking steps to stop the same. However, according to him, the property is under the control and supervision of the 5<sup>th</sup> respondent.

Sri R.Vinod Reddy, learned counsel for respondents 2 to 4, on instructions, would submit that respondents 2 to 4 have not given any new power connection to the subject property and old connection is there. He would further submit that, however, the respondents 2 to 4 will inspect the subject property and will take action in accordance with law including disconnection of power supply to the subject property in view of the order dated 24.07.2019 in I.A.No.1 of 2019 in W.P.No.15200 of 2019

In view of the said submissions, it is not in dispute that the above said order dated 24.07.2019 in I.A.No.1 of 2019 in W.P.No.15200 of 2019 is in force as on today. Vide the said order this Court directed the 5<sup>th</sup> respondent herein to ensure that no further construction is made and the property shall be under the control and supervision of the 5<sup>th</sup> respondent herein until further orders. Therefore, the 4<sup>th</sup> respondent is directed to forthwith conduct field inspection of the subject property and take action in accordance with law including disconnection of the power supply to the illegal construction taken up by the 6<sup>th</sup> respondent in the premises bearing Plot No.39, Amba Gardens, Mehdiapatnam, Hyderabad. He shall file compliance report by 25.06.2020. The 5<sup>th</sup> respondent shall also file the report by 25.06.2020.

List on 25.06.2020.”

//TRUE COPY//

SD/- N. CHANDRASEKHARA RAO  
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Electricity Department, State of Telangana, Secretariat, Hyderabad.
2. The Managing Director, Southern Power Distribution Company of Telangana Limited, Ground Floor, Mint Compound, Hyderabad.
3. The Superintendent Engineer, Operations Circle, TSSPDCL, Mint Compound, Hyderabad.
4. The Asst. Divisional Engineer, Operations, Mehdiapatnam Division, TSSPDCL, Hyderabad.
5. The Deputy Commissioner, GHMC, Circle-12, (Old Circle-7), Khairthabad, Hyderabad.
6. Mr. Ibrahim, R/o H.No.136825/10, Mohal Nagar, Ring Road, Karwan, Hyderabad, Work site H.No. 12-2-828/A/39, Amba Gardens, Mehediapatnam, Hyderabad. (Addressees 1 to 6 BY RPAD along with a copy of petition and affidavit)
7. one CC to Sri T.Bala Mohan Reddy, Advocate (OPUC)
8. one Spare Copy

**HIGH COURT**

**KL,J**

**DATE: 19-6-2020**

**NOTE: POST ON 25-06-2020**

**NOTICE BEFORE ADMISSION**

**WP. NO. 8314 OF 2020**

**DIRECTION**

