

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

THURSDAY, THE NINTH DAY OF NOVEMBER  
TWO THOUSAND AND TWENTY THREE

**PRESENT**

**THE HONOURABLE THE CHIEF JUSTICE ALOK ARADHE  
AND  
THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR**

**WRIT PETITION NO: 31100 OF 2023**

**Between:**

B. VENKAT REDDY, S/O LATE KISTAREDDY AGED 70 YEARS OCC-  
BUSINESS R/O SINGOTTAM CROSS ROADS KOLLAPUR MANDAL  
NAGAR KURNOOL DISTRICT

**...PETITIONER**

**AND**

1. THE SECRETARY, Telangana State Pollution Control Board, Paryavarna Bhavan, A-III Industrial Estate, Sanath Nagar, Hyderabad
2. ENVIRONMENTAL ENGINEER, Regional Office, Pollution Control Board , Hyderabad
3. M.R.O., Kollapur Mandal, Kollapur
4. THE DISTRICT COLLECTOR, NAGAR KURNOOL DISTRICT
5. M/S Kavya Electrical and Civil Contractor, Represented by Maheshwar Reddy (Formerly known as M/S Sarva Sree Stone Crushers) (Formerly known as M/S Jyothi Stone Crushers) SyNo. 75A, CHOWLABETLA (V) and KOLLAPUR (M) NAGAR KURNOOL DISTRICT

**...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 directions. more particularly one is nature of writ of mandamus directing the Respondent No.1 in settling aside the order of Temporary Revocation of closure orders for a period of Six months issued to Respondent No. 5 on 30/8/2023 vide order No. MHB-117/TSPCB/U-V1/TF/2022 as, illegal, arbitrary, unconstitutional and without jurisdiction.

**IA NO: 1 OF 2023**

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 Interim direction to the Respondent No. 1 to stay the order No.

MHB-117/TSPCB/U-V1/TF/2022 Dt. 18/8/2023 issued to Respondent No. 5  
pending disposal of the above writ petition

**Counsel for the Petitioner: SRI. D. V. KRISHNA KUMAR**

**Counsel for the Respondent Nos. 1&2: SRI A. VISHNU VARDHANA REDDY  
( SC FOR TSPCB)**

**Counsel for the Respondent Nos. 3&4: SRI T. SRIKANTH REDDY,  
GP FOR REVENUE**

**The Court made the following: ORDER**

**THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE**  
**AND**  
**THE HON'BLE SRI JUSTICE N.V.SHRAVAN KUMAR**

**WRIT PETITION No.31100 OF 2023**

**ORDER:** *(Per the Hon'ble the Chief Justice Alok Aradhe)*

Mr. D.V. Krishna Kumar, learned counsel for the petitioner.

Mr. A. Vishnu Vardhan Reddy, learned Standing Counsel for the  
Telangana State Pollution Control Board for respondent Nos.1 & 2.

Mr. T. Srikanth Reddy, learned Government Pleader for Revenue  
for respondent Nos.3 and 4.

2. Taking into account the nature of order by which this court  
proposes to pass, it is not necessary to issue notice to respondent No.5.

3. With the consent of the parties, the writ petition is heard finally.

4. In this writ petition, the petitioner has challenged the action of  
respondent No.1-Secretary, Telangana State Pollution Control Board in  
issuing order of temporary revocation of closure order, for a period of  
six months, to respondent No.5 namely, M/s Kavya Electrical & Civil  
Contractor.

5. Learned counsel for the petitioner submits that with regard to  
grievance of the petitioner, he has submitted a representation to the  
Secretary, Telangana State Pollution Control Board on 30.08.2023.  
However, the aforesaid representation has failed to evoke any response.

6. On the other hand, learned Standing Counsel for the Telangana State Pollution Control Board, on instructions, submitted that suitable action on the representation submitted by the petitioner shall be taken after affording an opportunity of hearing to the petitioner as well as respondent No.5, within such time limit as may be fixed by this Court.

7. In view of the aforesaid submissions and in view of the facts of the case, the writ petition is disposed of directing the Secretary, Telangana State Pollution Control Board to take suitable action on the representation dated 30.08.2023 submitted by the petitioner. Needless to state that the Telangana State Pollution Control Board shall afford an opportunity of hearing to the petitioner as well as respondent No.5 and thereafter shall decide the representation by a speaking order. It is made clear that this Court has not expressed any opinion on the merits of the matter. There shall be no order as to costs.

As a sequel, miscellaneous petitions, pending if any, stand closed.

**SD/-K.SREERAMA MURTHY**  
**ASSISTANT REGISTRAR**

//TRUE COPY//

**SECTION OFFICER**

To,

1. THE SECRETARY, Telangana State Pollution Control Board, Paryavarna Bhavan, A-III Industrial Estate, Sanath Nagar, Hyderabad
2. ENVIRONMENTAL ENGINEER, Regional Office, Pollution Control Board, Hyderabad
3. THE DISTRICT COLLECTOR, NAGAR KURNOOL DISTRICT
4. Two CCs to GP FOR REVENUE, High Court for the State of Telangana, at Hyderabad [OUT]
5. One CC to SRI. D. V. KRISHNA KUMAR, Advocate [OPUC]
6. One CC to SRI. A. VISHNU VARDHANA REDDY( SC FOR TSPCB) [OPUC]
7. Two CD Copies

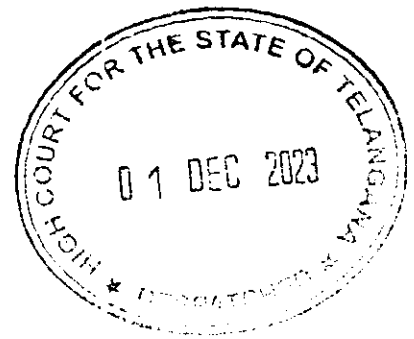
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**HIGH COURT**

**DATED:09/11/2023**

**ORDER**

**WP.No.31100 of 2023**



**DISPOSING OF THE WRIT PETITION  
WITHOUT COSTS**

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MA  
24/11/23