

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
TUESDAY, THE NINETEENTH DAY OF JANUARY TWO THOUSAND AND TWENTY
ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE T. AMARNATH GOUD

IA No. 1 OF 2021
IN
WP NO: 451 OF 2021

Between:

B.V.V. Prasad, S/o. B. Seshagiri Rao,

...Petitioner
(Petitioner in WP 451 OF 2021
on the file of High Court)

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Ranga Reddy District, Office at Hyderabad.
3. The District Registrar, Ranga Reddy District, Hyderabad.
4. The Sub Registrar, Serilingampally, Rajendrangar, R.R. District.
5. The Urban Land Ceiling Authority, Hyderabad, at present rep. by the District Collector, Hyderabad.

...Respondents
(Respondents in-do-)

Counsel for the Petitioner
Counsel for the Respondents

:SRI M DAMODAR REDDY
:AGP FOR REVENUE

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 interim order directing the 4th respondent to release the sale deed vide pending registration No. P/1732/2019, dated 01/11/2019 as presented by the petitioner in respect of the plot bearing No. 39 in Sy. No. Sy. No. 11/8 to 11/11, at Khanamet village, Serilingampally Mandal, under GHMC Serilingampally Circle, Ranga Reddy District, without insisting upon the petitioner for production of NOC from Urban Land Ceiling Authorities, pending disposal of WP No. 451 of 2021, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order. (The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

Heard learned counsel for the petitioner, learned Assistant Government Pleader for Revenue appearing on behalf of respondents. Perused the record.

It is submitted by learned counsel for the petitioner that the petitioner paid requisite stamp duty and registration fee and also complied with the required formalities to register the document in full form, but the same was kept pending registration by the 4th respondent.

Having regard to the orders passed by the Hon'ble Supreme Court in Civil Appeal No.4019 of 2018 (Special Leave Petition(c) No.15009 of 2016), there shall be interim direction to the respondents as under:

to process, register and release the pending document No.P/1732/2019, dated 01.11.2019 submitted by the petitioner in respect of the subject property and register the same, as per the provisions of the Indian Stamps and Registration Act and the Rules made thereunder, and the same is not prohibited by any order of injunction passed by any Civil Court of competent authority.

However, it is made clear that this registration shall be treated as a provisional registration, which shall be subject to the further orders likely to be passed in the writ petition.

It is stated by learned Assistant Government Pleader for Revenue that in respect of the very same land, a case is pending before the Hon'ble Supreme Court vide Civil (Appeal) No.9034 of 2018.

In view of the same, the petitioner shall not claim equities, in the event the Civil (Appeal) No.9034 of 2018 is decided in favour of the Government.

Sd/- M. MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

K/L
SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Ranga Reddy District, Office at Hyderabad.
3. The District Registrar, Ranga Reddy District, Hyderabad.
4. The Sub Registrar, Serilingampally, Rajendrangar, R.R. District.
5. The District Collector, Urban Land Ceiling Authority, Hyderabad.
6. One CC to SRI. M DAMODAR REDDY Advocate [OPUC]
7. Two CCs to GP FOR REVENUE, High Court at Hyderabad. [OUT]
8. One spare copy

HIGH COURT

TAJ

DATED:19/01/2021

ORDER

IA.NO.1 OF 2021

IN

WP.No.451 OF 2021

INTERIM DIRECTION

