



2025:TSHC:1776

[3296]

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

**TUESDAY, THE SEVENTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION NO: 381 OF 2025

Between:

B. Shiva Kumar Reddy, S/o. B. Narsimha Reddy, Aged about 49 years, Occ. Business, R/o. H.No. 12-13-253, Flat No. 103, Sri Mahalakshmi House, Street No 3, Tamaka, Secunderabad-500017.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Medchal- Malkajgiri District.
3. The Tahsildar, Ghatkesar Mandal, Medchal- Malkajgiri District.
4. The Gayatri Educational and Cultural Trust, Rep. by its Secretary-cum-Correspondent Smt. Ncelima Suryadevara, H.No. 8-2-293/82/NG/32, Nandagiri Hills, Lane-3, Near Jubili Hills Check Post, Jubilee Hills, Hyderabad.

...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 a direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the Respondents in giving markings on the Petitioners' land in Survey No. 796, with its sub-divisions, which was purchased by me through registered document No. 12852/2019 dated 11/12/2019 admeasuring 1-00 acre situated at Venkatapuram, hamlet of Korremula Village, Ghatkesar Mandal, Medchal-Malkajgiri District, as being illegal, arbitrary, unreasonable, violative of Articles 14, 21 and 300-A of the Constitution of India and issue a consequential direction directing the Respondents not to lay any road in the my land



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IA NO: 1 OF 2025

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 Respondents not to lay any road in the Petitioners private land in Survey No. 796, with its sub-divisions, which was purchased by the Petitioner through Registered document No. 12852/2019 admeasuring 1-00 acre and situated at Venkatapuram, hamlet of Korremula Village, Ghatkesar Mandal, Medchal-Malkajgiri District, pending disposal of the writ petition

Counsel for the Petitioner: SRI. DURGA PRASAD KOTAMRAJU

**Counsel for the Respondent Nos. 1to3: SRI L. RAVINDER REDDY,
AGP FOR REVENUE**

Counsel for the Respondent No.4:--

The Court made the following: ORDER

**THE HON'BLE SRI JUSTICE C. V. BHASKAR REDDY****WRIT PETITION No.381 of 2025****ORDER:**

It is stated that the petitioner is the owner and possessor of the land admeasuring Ac.1.00 gunats in Sy.No.796 situated at Venkatapuram H/o. Korremula Village, Ghatkesar Mandal, Ranga Reddy District, having purchased the same under registered sale deed No.12852 of 2019. It is further stated that the name of the petitioner was recorded in all the revenue records and pattadar passbook No.T06050151197 *vide* Khata No.1956 was issued under the provisions of the Telangana Rights in Land and Pattadar Passbooks Act, 2020 (for short "the Act 9 of 2020"). It is further stated that the petitioner also obtained power supply connection for cultivating the subject land and also receiving various incentives sanctioned by the Government as investment subsidy. The grievance of the petitioner is that respondent No.4, without having any right and entitlement, is making efforts to lay a road through the petitioner's land.

2. Considered the submissions of the learned counsel for the petitioner and Sri L.Ravinder, learned Assistant Government Pleader for Revenue appearing for respondent Nos.1 to 3 and with their consent, this writ petition is disposed of at the admission

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stage. In view of the nature of relief sought for in this writ petition, issuance of notice to the unofficial respondent is dispensed with.

3. Learned counsel for the petitioner has vehemently contended that respondent No.4 being the private agency is not having any right or authority to lay a road except utilising the existing pathway/cart road as depicted in the village revenue map prepared as per the provisions of the Telangana Land Revenue Act, 1317 Fasli and since there was no road in existence in the village map, with the support of political hierarchy, respondent No.4 is high handedly influencing respondent Nos.2 and 3 and at the instance of respondent No.4, respondent Nos.2 and 3 are making efforts to lay the road through the petitioner's patta land. Learned counsel for the petitioner further submitted that since there is dispute whether respondent No.4 is laying the road through its patta land or the land of the petitioner, the petitioner has made an application requesting the respondent authorities to conduct survey and demarcation of the land in Sy.No.796 situated at Venkatapuram, H/o. Korremula Village, Ghatkesar Mandal, Ranga Reddy District. Learned counsel further submitted that in similar circumstances, the other patta holders of the very same survey numbers have approached this Court and filed W.P.Nos.24255 of 2023 and 27634



of 2024 and the said writ petitions were disposed of *vide* common order, dated 09.12.2024 and prayed to pass the similar order in this writ petition.

4. Learned Assistant Government Pleader for Revenue has not disputed the fact that the other patta holders of the very same survey numbers have filed W.P.Nos.24255 of 2023 and 27634 of 2024 and disposal of the same by this Court *vide* common order, dated 09.12.2024.

5. This Court, while disposing of W.P.Nos.24255 of 2023 and 27634 of 2024 *vide* common order, dated 09.12.2024, held as under:

“8. This Court, without expressing any opinion on the merits of matters and since the petitioners are the owners and possessors of the lands in Sy.No.796 to an extent of Ac.01.00 gts each and the road alleged to have been laid from the said lands, and it is stated that the respondent authorities are not fixing the boundaries in terms of the survey report, dated 28.08.2024, deems it appropriate to dispose of this writ petition directing the respondents to implement the survey report, dated 28.08.2024 by fixing and localizing the subject land with the boundaries.

9. With the above observations, both the writ petitions are disposed of.”

CVBR, J
Wp_381_2025

6. Following the said common order, dated 09.12.2024, this Writ Petition is also disposed of, directing the respondent authorities to conduct survey of the land in Sy.No.796 of Venkatapuram, H/o. Korremula Village, Ghatkesar Mandal, Ranga Reddy District and fix the boundaries of the respective lands of the petitioner and respondent No.4, after issuing notice to all the interested and effected parties, strictly in accordance with the provisions of the Telangana Survey and Boundaries Act, 1923 and also the circular instructions issued by the Commissioner, Survey, Settlement and Land Records *vide* Rc.No.N1/6543/99, dated 25.07.2001, Rc.No.N1/1408/07, dated 13.07.2007, and Rc.No.N2/1741/2010, dated 18.05.2010, within a period of eight (08) weeks from the date of receipt of a copy of this order.

7. With the above observations, this Writ Petition is disposed of. There shall be no order as to costs.

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

**SD/-N.SRIHARI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, Secretariat, T.S., Hyderabad.
2. The District Collector, Medchal- Malkajgiri District.
3. The Tahsildar, Ghatkesar Mandal, Medchal- Malkajgiri District.
4. One CC to SRI. DURGA PRASAD KOTAMRAJU, Advocate [OPUC]
5. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT]
6. Two CD Copies

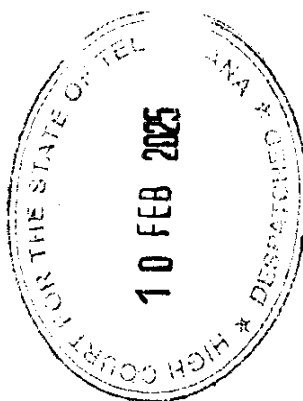
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2025:TSHC:1776

HIGH COURT

DATED:07/01/2025



ORDER

WP.No.381 of 2025

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

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3/2/25