



2025:TSHC:1776
[3296]

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

**MONDAY, THE SEVENTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

**REVIEW IA.No.3 OF 2025
IN
WRIT PETITION NO: 26734 OF 2024
AND
RECALL IA.No.2 OF 2025
IN
WRIT PETITION NO: 381 OF 2025**

Between:

Gayatri Educational and Cultural Trust, Rep. by its Secretary-cum-Correspondent Smt. Neelima Suryadevara, H.No. 8-2-293/82/NG/32, Nandagiri Hills, Lane-3, Near Jubilee Hills Check Post, Jubilee Hills, Hyderabad.

...REVIEW PETITIONER/RESPONDENT No.5

AND

1. D. Rajesh, S/o Sathi Reddy, Aged about 46 years, Oc. Business, R/ o. 7-71/3, Habsiguda, Hyderabad.
2. Kallem Prudhvinath Reddy, S/o. Prabhaker Reddy, aged 29 years, Occ. Business, R/o. 16-2-751/A/31/D/60, Road No.3, Tirumala Hills, Asmangadh, Malakpet, Hyderabad.

**...RESPONDENT Nos.1 & 2/
WRIT PETITIONER**

3. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
4. The District Collector, Medchal-Malkajgiri District.
5. Hyderabad Metropolitan Development Authority, Rep by its commissioner Swarnajayanthi Commercial Complex, 4th floor, Ameerpet, Hyderabad.
6. The Tahsildar, Ghatkesar Mandal, Medchal-Malkajgiri District.

**...RESPONDENT Nos.3 TO 6/
RESPONDENT Nos.1 TO 4**

Petition under Section 14 Read with Order XLVII of CPC, 1908 praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to review order dated 09-12-2024 passed in Writ Petition No. 27634 of 2024 and consequently dismiss the W.P No. 27634 of 2024.



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This Petition coming on for hearing, upon perusing the petition and Memorandum of Grounds filed in support thereof and upon reading the Order dt: 09.12.2024 in W.P.No.27634/2024 and upon hearing the arguments of SRI A.VENKATESH, Senior Counsel appearing on behalf of SRI P.VAMSHI KRISHNA, Counsel for the Review Petitioner and of SRI S.VIPLAV SIMHA REDDY, Counsel on behalf of the Respondent Nos.1 & 2 and of GP FOR REVENUE for Respondent Nos.3,4 & 6 and of SRI V.NARSIMHA GOUD, SC FOR HMDA, on behalf of Respondent No.3.

W.P.NO: 381 OF 2025

Between:

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 Jubilee Hills Check Post, Jubilee Hills, Hyderabad.

**...PETITIONER/RESPONDENT NO.4
AND**

1. 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, Tarnaka, Secunderabad-500017.

**...RESPONDENT No.1/
WRIT PETITIONER**

2. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
3. The District Collector, Medchal- Malkajgiri District.
4. The Tahsildar, Ghatkesar Mandal, Medchal- Malkajgiri District.

**...RESPONDENT Nos.2 TO 4/
RESPONDENT Nos.1 TO 3**

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 recall the order dated 07/01/2025 in W.P No. 381 of 2025 and consequently dismiss the W.P No. 381 of 2025.

This Petition coming on for hearing, upon perusing the petition and affidavit filed in support thereof and W.P.No.381 of 2025 upon hearing the arguments of SRI A.VENKATESH, Senior Counsel appearing on behalf of SRI P.VAMSHI KRISHNA, counsel for the Recall Petitioner, and of SRI DURGA PRASAD



KOTAMRAJU, on behalf of Respondent No.1 and of GP For Revenue on behalf of Respondent Nos. 2 to 4, the Court made the following: **COMMON ORDER**

Heard. Perused the record.

I.A.No.3 of 2025 is filed seeking to review the order dated 09.12.2024 passed by this Court in W.P.No.27634 of 2024.

I.A.No.2 of 2025 is filed seeking to recall the order dated 07.01.2025 passed by this Court in W.P.No.381 of 2025.

This Court, vide common order dated 09.12.2024, while disposing W.P.Nos.24255 of 2023 & 27634 of 2024, directed the respondents therein to fix the boundaries for the land to an extent of Ac.1.00 gts., in Sy.No.796, situated at Venkatapuram, Hamlet of Korremula Village, Ghatkesar Mandal, in terms of the survey report dated 28.08.2024.

Thereafter, when W.P.No.381 of 2025 came to be filed on the file of this Court by the original land owner for the land to an extent of Ac.1.00 gts., in very same survey number, this Court by following the order dated 09.12.2024 passed in W.P.Nos.24255 of 2023 & 27634 of 2024, disposed of the said writ petition by directing the respondent authorities to conduct survey of the land and fix the boundaries.

Mr. A. Venkatesh, learned Senior Counsel appearing for the review/recall petitioner has vehemently contended that the petitioner herein is the absolute owner and possessor of the subject property having purchased the same under registered sale deeds; in order to grab the said land, the writ petitioners in W.P.Nos.24255 of 2023 and 27634 of 2024 submitted F-line applications seeking to conduct survey and demarcation of the said land; based on the said application when notice has been issued to the petitioner herein he submitted objections stating that there are pending civil disputes between the writ petitioners and other parties; however, suppressing the said facts, the petitioners in W.P.Nos.24255 of 2023 and 27634 of 2024 obtained orders by misleading and playing fraud upon this Hon'ble Court to implement the survey report dated 28.08.2024; in fact no notice has been issued to the petitioner herein in the writ petitions and no such survey was conducted on 28.08.2024; without filing copy of the said survey report, the petitioners sought for



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implementation of the said report; now under the guise of the said orders passed by this Court in the writ petitions, the Mandal Surveyor, Ghatkesar Mandal, issued notice to the petitioner herein in File No.B/65/2025, dated 07.02.2025 for conducting survey of the land in Sy.No.796, situated at Korremula Village, Ghatkesar Mandal; and under the said survey, the writ petitioners are trying to interfere with the possession and enjoyment of the petitioner herein over the subject property.

These facts are required to be examined only after filing of the counter affidavit by the writ petitioners in both the writ petitions.

Pending filing of the counter affidavit, there shall be interim stay of all further proceedings in File No.B/65/2025, dated 07.02.2025 for conducting of the survey of the land in Sy.No.796, situated at Korremula Village, Ghatkesar Mandal, until further orders.

List on 03.03.2025.

SD/- MOHD. ISMAIL
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Section Officer, Non-Service Section, High Court for the State of Telangana, at Hyderabad.
2. The Section Officer, Posting Section, High Court for the State of Telangana, at Hyderabad.
3. The Principal Secretary, Revenue Department, Secretariat, Hyderabad, State of Telangana.
4. The District Collector, Medchal-Malkajgiri District.
5. Commissioner Swarnajayanthi Commercial Complex, Hyderabad Metropolitan Development Authority, 4th floor, Ameerpet, Hyderabad.
6. The Tahsildar, Ghatkesar Mandal, Medchal-Malkajgiri District.
7. One CC to SRI S.VIPLAV SIMHA REDDY, Advocate [OPUC]
8. One CC to SRI P.VAMSHI KRISHNA, Advocate [OPUC]
9. One CC to SRI DURGA PRASAD KOTAMRAJU, Advocate [OPUC]
10. One CC to SRI V.NARSIMHA GOUD, SC FOR HMDA [OPUC]
11. Two CCs to GP FOR REVENUE, High Court for the State of Telangana, at Hyderabad. [OUT]
12. Two CD Copies

PSK.



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CC TODAY

HIGH COURT

DATED:17/02/2025

NOTE: LIST ON Dt:03.03.2025

COMMON ORDER

REV.IA.No.3 OF 2025

IN

WP.No.27634 of 2024

AND

RECALL IA.No.2 OF 2025

IN

WP.No.381 OF 2025



DIRECTION

15
pend
25/2/2025