

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY ONE

:PRESENT:

THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY
WRIT PETITION NO: 3602 OF 2021

Between:

M.Venkateswarlu,, S/o.Late.M.Pandu,

Petitioner

AND

1. The State of Telangana, rep by its Principal Secretary Municipal Administration, And Urban Development Secretariat Buildings, Hyderabad, Telangana State
2. The Commissioner, Municipal Counsel, Ghatkesar, Medchal-Malkajigiri District.
3. The Town Planning Officer, Ghatkesar Municipality, Medchal- Malkahigiri District.
4. The Panchayath Secretary, Ghatkesar Village and Mandal, Medchal-Malkajigiri District.
5. M.Sridhar,, S/o.Late Pandu, Aged about 50 years, Occ Business, R/o. C-5-503, Samskriti Twonship, Pocharam, Medchal-Malkajigiri 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 an appropriate direction more particularly ape in the nature of Writ of Mandamus declaring the action of the respondent no.2 herein issued final notice bearing notice no.TPS/UC/2019, dt.10-02-2021 and the respondent no.2 and 3 illegally trying to demolish the subject building situated at H.No.8-104/1 in Sy.No.486, at Ghatkesar Municipality is as illegal, unjust, arbitrary, unjust, high handed, malfide and against the Telangana Municipalities Act, 1965 and also Articles 14 and 300-A of the Constitution of India

IA NO: 1 OF 2021

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 suspend the final notice no.TPS/UC/2019, dt.10-02- 2021 issued by the respondent no.2 to demolish the subject building situated at H.No.8-104/1 in Sy.No.486, at Ghatkesar Municipality, pending disposal of WP 3602 of 2021, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of MOGILI ANAVENI Advocate for the Petitioners and the GP FOR MCPL ADMN URBAN DEV for the Respondent No.1, Sri N.Praveen kumar Advocate for the Respondent Nos. 2 &3, Sri G.Narender Reddy Advocate for Respondent No.4, the Court made the following.

ORDER:

Learned Standing Counsel seeks time for getting instructions.

Post on 22.02.2021 in Daily List.

Having regard to the fact that the no notice has been issued to the parties, before passing the impugned final notice, as directed by this Court vide order dated 13.12.2019 in W.P.No.27732 of 2019, there shall be an interim stay, as prayed for.

SD/- M.MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary Municipal Administration, And Urban Development Secretariat Buildings, State of Telangana, Hyderabad, Telangana State
2. The Commissioner, Municipal Counsel, Ghatkesar, Medchal-Malkajigiri District.
3. The Town Planning Officer, Ghatkesar Municipality, Medchal- Malkajigiri District.
4. The Panchayath Secretary, Ghatkesar Village and Mandal, Medchal-Malkajigiri District.
5. M.Sridhar, S/o.Late Pandu, , Occ Business, R/o. C-5-503, Samskriti Twonship, Pocharam, Medchal-Malkajigiri District. (1 to 5 by RPAD)
6. One CC to SRI. MOGILI ANAVENI Advocate [OPUC]
7. Two CCs to GP FOR MCPL ADMN URBAN DEV, High Court at Hyderabad. [OUT]
8. One Spare Copy

HIGH COURT

AARJ

DATED:15/02/2021

POST ON 22.02.2021 IN DAILY LIST.



ORDER

WP.No.3602 of 2021

INTERIM STAY