

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

WEDNESDAY, THE FOURTEENTH DAY OF FEBRUARY TWO THOUSAND AND
TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 3967 OF 2024

Between:

1. Teju Singh, S/o Bisan Singh,
2. Bachuwar Gajanan, S/o Bachu Madhav Rao,
3. Shekhawat Joginder Singh, S/o Shekhawat Tej Singh,
4. Chitikeshi Laxman, S/o Ganpathi,
5. Bojjalwar Shivanand, S/o B. Naganath,
6. Parik Kishore Kumar, S/o Mahal Chand,
7. Kommawar Gajanan, S/o Ramulu,
8. Nalam Samba Shiv, S/o Nalam Vishwanath,
9. Nalam Mohan, S/o Nalam Vishwanath,
10. Baddam Swami Reddy, S/o Kuncha Reddy,
11. Baddam Narsing Reddy, S/o Koncha Reddy
12. Addi Ramchandrar Reddy, S/o Bhooma Reddy
13. Loka Malla Reddy, S/o Ramulu,
14. K Vasanth Reddy, S/o Deva Reddy,
15. Sama Ashok Reddy, S/o Sama Kishta Reddy,
16. Alti Rakesh Reddy, S/o Alti Ganga Reddy,
17. Chitikeshi Narsaiah, S/o Pravaiah,
18. A Ravinder Reddy, S/o Waman Reddy,
19. S. Santhosh Reddy, S/o Sama Kishta Reddy
20. Baddam Surekha Reddy, W/o Baddam Keshav Reddy,
21. Srinivas Rao Anupam, S/o A. Laxman Rao,
22. Sneha Prabha Anupam, W/o Srinivas Rao Anupam,
23. Anand Kumar Katturi, S/o Lacchanna Katturi,
24. Neeraj Kumar Uttarwar, S/o Ratnakar Uttarwar,
25. Addiwar Laxma Reddy, S/o Ramulu,

Petitioners

AND

1. The State of Telangana, rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District collector, Adilabad District.

3. The Revenue Divisional Officer, Adilabad, Adilabad District.
4. Adilabad Municipality, Rep. by its Commissioner, Adilabad, Adilabad District.
5. The Executive Engineer, Roads and Buildings, Adilabad, Adilabad District.
6. The South-Central Railway Zone, Indian Railways, Rep. by its General Manager, Rail Nilayam, Secunderabad, Hyderabad.
7. The Chief Engineer PLG and SUR, Rail Nilayam, Secunderabad, Hyderabad.
8. The Divisional Engineer, Rail Nilayam, Secunderabad, Hyderabad.
9. The Senior Section Engineer (SSE), Adilabad, Nanded Division, South Central Railway, Secunderabad.

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 Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, to declare the action of the respondent authorities in threatening to demolish the petitioners from their respective shops bearing its No. 7-2-53/14, 7-2-53/24, 7-2-54/A, Shop No. 3-1-277/1B, Shop No. 7-2-53/14, 7-2-53/14/B, Shop No. 3-1-277/1B, Shop No. 3-1-277/1B/4/63, Shop No. 7-2-53/25, Shop No. 3-1-277/1B/2L, Shop No. 3-1-277/1B/2, Shop No. 3-14-277/1B/5, Shop No. 3-1-277/1/7, Shop No. 3-1-277/1/6, Shop No. 7-2-53/20/1, Shop No. 7-2-53/18, H. No. 3-1-277/1/1, Shop No. 3-1-277/1/H, Shop No. 7-2-53/18/1, Shop No. 7-2-53/19, Shop No. 7-2-53/16, Shop No. 3-1-165, Shop No. 3-1-277/1, 3-1-277/1/K, 3-1-277/1/K/I, Shop No. 4-5-29/3/A/2, 4-5-29/3/A/3, 4-5-29/3/A/4, 4-5-29/3/A/5, 4-5-29/3/A/6, Shop 3-1-277/1/1, 3-1-277/1/2, 3-1-277/1/3, Shop No. 3-1-277/1C, Shop No. 3-1-277/1D, and H.No.7-2-53/17, Situated at Gunj Road, Adilabad, Adilabad District, without issuing any notice and without following the procedure contemplated under the Law, as being illegal, arbitrary, unjust and violative of Article 21 and 300-A of the Constitution of India and consequently direct the respondents authorities to not to take any coercive steps without following the due process of Law;

IA NO: 1 OF 2024

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 respondent authorities not to demolish or in any manner interfere with the peaceful possession and enjoyment of the petitioners from their respective shops bearing its No. 7-2-53/14, 7-2-53/24, 7-2-54/A, Shop No. 3-1-277/1B, Shop No. 7-2-53/14, 7-2-53/14/B, Shop No. 3-1-277/1B, Shop No. 3-1-277/1B/4/63, Shop No. 7-2-53/25, Shop No. 3-1-277/1B/2L, Shop No. 3-1-277/1B/2, Shop No. 3-14-277/1B/5, Shop No. 3-1-277/1/7, Shop No. 3-1-277/1/6, Shop No. 7-2-53/20/1, Shop No. 7-2-53/18, H. No. 3-1-277/1/1, Shop No. 3-1-277/1/H, Shop No. 7-2-53/18/1, Shop No. 7-2-53/19, Shop No. 7-2-53/16, Shop No. 3-1-165, Shop No. 3-1-277/1, 3-1-277/1/K, 3-1-277/1/K/I, Shop No. 4-5-29/3/A/2, 4-5-29/3/A/3, 4-5-29/3/A/4, 4-5-29/3/A/5, 4-5-29/3/A/6, Shop No. 3-1-277/1/1, 3-1-277/1/2, 3-1-277/1/3, Shop No. 3-1-277/1C, Shop No. 3-1-277/1D, and H.No.7-2-53/17, Situated at Gunj Road, Adilabad, Adilabad District, pending disposal of WP 3967 of 2024, 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 Sri GAJANAND CHAKRAVARTHI, Advocate for the Petitioners, GP FOR REVENUE, for the Respondent Nos.1 to 3, GP FOR R & B, for Respondent No.5, the Court made the following;

ORDER

There shall be interim direction to the respondents not to interfere with the possession of the petitioner over the subject shops without following due process of law.

Post on 06.03.2024.

**SD/-B. SARASWATHI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Adilabad District.
3. The Revenue Divisional Officer, Adilabad, Adilabad District.
4. The Commissioner, Adilabad Municipality, Adilabad, Adilabad District.
5. The Executive Engineer, Roads and Buildings, Adilabad, Adilabad District.
6. The General Manager, South-Central Railway Zone, Indian Railways, Rail Nilayam, Secunderabad, Hyderabad.
7. The Chief Engineer PLG and SUR, Rail Nilayam, Secunderabad, Hyderabad.
8. The Divisional Engineer, Rail Nilayam, Secunderabad, Hyderabad.
9. The Senior Section Engineer (SSE), Adilabad, Nanded Division, South Central Railway, Secunderabad.
(for 1 to 9 by RPAD)
10. One CC to SRI. GAJANAND CHAKRAVARTHI, Advocate [OPUC]
11. Two CCs to GP FOR REVENUE, High Court at Hyderabad. [OUT]
12. Two CCs to GP FOR R & B, High Court at Hyderabad. [OUT]
13. One spare copy

AR

HIGH COURT

BVRJ

DATED:14/02/2024

POST ON 06.03.2024

ORDER

WP.No.3967 of 2024

DIRECTION

