

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
TUESDAY, THE FOURTH DAY OF JANUARY TWO THOUSAND AND TWENTY TWO
:PRESENT:
THE HONOURABLE SMT JUSTICE P. MADHAVI DEVI

WRIT PETITION NO: 5302 OF 2021

Between:

Dongara Girinadh, S/o Late Sri. Dongara Janardhan

Petitioner

AND

1. The State of Telangana, Rep by its Principal Secretary Municipal Administration
Department Secretariat Buildings, Secretariat, Hyderabad
2. Warangal Municipal Corporation, Rep by its Commissioner Warangal
3. The Commissioner Warangal, Municipal Corporation Warangal

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 Direction particularly one in the nature of Writ of Mandamus declaring the impugned high handed action of the Respondents in illegally encroaching into Petitioner property and trying to dig and make some construction in layout plots No.77, 78 and 79 total admeasuring 1666.55 sq yards in Layout No.4 of 1942 and No.31 of 1960 at old Grain Market, Mattewada, Girimajipet, Warangal Town, Warangal Urban District without any or opportunity to the petitioner as totally illegal without jurisdiction and violative of Article 14 and 300-A of the Constitution of India and consequently restrain the Respondents from interfering with peaceful possession and enjoyment of Petitioner of his layout plots No.77, 78 and 79 total admeasuring 1666.55 sq yards in Layout No.4 of 1942 and No.31 of 1960 at old Grain Market, Mattewada, Girimajipet, Warangal Town, Warangal Urban District and further directing 3rd Respondent to pay damages for the loss caused to the Petitioner and his property along with exemplary costs on the Respondents.

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 direct the Respondents not to interfere with the peaceful possession and enjoyment of the Petitioner of his approved layout plots No.77, 78 and 79 total admeasuring 1666.55 sq yards in Layout Noliof 1942 and No.31 of 1960 at old Grain Market, Mattewada, Girimajipet, Warangal Urban District, pending disposal of WP 5302 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 the order of the High Court dated 04-03-2021, 31-03-2021 & 08.06.2021 and upon hearing the arguments of Sri S RAHUL REDDY, Advocate for the Petitioner, GP FOR MCPL ADMN & URBAN DEV for the Respondent No.1, M/s P. Lakshmi, Advocate for the Respondent Nos.2 & 3, and the Court made the following.

ORDER:

Learned counsel for the respondent seeks time to file counter.
Interim order granted earlier shall stand extended till counter is filed.
Post on 08.02.2022.

//TRUE COPY//

SD/- R. KARTHIKEYAN
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. One CC to SRI S RAHUL REDDY Advocate [OPUC]
2. Two CCs to GP FOR MCPL ADMN & URBAN DEV, High Court at Hyderabad.
[OUT]
3. One spare copy

Avs



HIGH COURT

AAR,J

DATED: 04.01.2022

POST ON 08.02.2022

ORDER

WP.No.5302 of 2021



INTERIM ORDER EXTENDED