

[2594]

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
FRIDAY, THE THIRTEENTH DAY OF MARCH TWO THOUSAND AND TWENTY

:PRESENT:

THE HONOURABLE SRI JUSTICE CHALLA KODANDA RAM
WRIT PETITION NO: 5695 OF 2020

Between:

1. Y. Muralidhar Rao, S/o. Late Sri. Y. Ramarao,
2. B. Raji Reddy, S/o. Late Puliareddy,
3. A. Balraj Goud, S/o. Late Laleihmaiah,

Petitioners

AND

1. The State of Telangana, Rep by its Principal Secretary, Municipal Administration and Urban Development, Secretariat, Hyderabad.
2. The Greater Hyderabad Municipal Corporation, Rep By its Commissioner, Near Tank Bund, Hyderabad
3. The Greater Hyderabad Municipal Corporation, Circle No. 3, East Zone, L.B. Nagar, Rep by its Deputy Commissioner,
4. Sri Sainagar Owners Association, (reg No.164/2013) Represented by its President, Musku Shekar Reddy, S/o.not known, Aged about 52 yrs, R/o. 2 - 3 - 432/3, Road No.3, Sainagar colony, GSI post, Nagole, Hyderabad-68.
5. Sri Sainagar Owners Association, (reg NO.164/2013) Represented by its General Secretary, Kondabathula Srinivas, S/o. not known, Aged about 50 yrs, R/o. 2-3-432/3. Road No.3, Sainagar colony, GSI post, Nagole, Hyderabad - 68.

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 more particularly one in the nature of writ of WRIT OF MANDAMUS directing the Respondents to protect the public property meant for park, from raising permanent construction situated in Street no.3 in survey no.101/15,101/16,101/17 at Nagole village of Rangareddy District of Sri Sai Nagar Colony, Nagole which is surrounded by East. Road, West . Road, South. H. No. 2-3-543/288 and North. H.No. 2-3-446/1 in the interest of the public,;

A NO: 1 OF 2020:

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 direct the 1st to 3rd Respondents to take steps and to stop the further illegal construction in the open land meant for park in in Street No.3 in survey no.101/15, 101/16, 101/17 at Nagole village of Rangareddy District of Sri Sai Nagar Colony, Nagole of Ranagaredd, pending disposal of the WP 5695 of 2020, 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 V RAMU Advocate for the Petitioners, GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT for the Respondent 1 and SRI SAMPATH PRABHAKAR REDDY (S.C.) for the Respondents 2 & 3, the Court made the following.

ORDER:

The allegation of the petitioners is that in the area earmarked for park in the lay out, constructions are being made by Respondents 4 and 5, without any permission.

If Respondents 4 and 5 do not have permission to carry out construction in the subject land, they shall forthwith stop the construction and if shall be the duty

of Respondents 2 & 3 to ensure that no construction is made without obtaining permission thereafter.

Post on 17/03/2020 in Motion List.

Sd/- M. MANJULA
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Municipal Administration and Urban Development, State of Telangana, Secretariat, Hyderabad.
2. The Commissioner, Greater Hyderabad Municipal Corporation, Near Tank Bund, Hyderabad
3. The Deputy Commissioner, Greater Hyderabad Municipal Corporation, Circle No. 3, East Zone, L.B. Nagar.
4. Musku Shekar Reddy, President, Sri Sainagar Owners Association, (reg No.164/2013) Aged about 52 yrs, R/o. 2 - 3 - 432/3, Road No.3, Sainagar colony, GSI post, Nagole, Hyderabad-68.
5. Kondabathula Srinivas, General Secretary, Sri Sainagar Owners Association, (reg NO.164/2013) Aged about 50 yrs, R/o. 2-3-432/3. Road No.3, Sainagar colony, GSI post, Nagole, Hyderabad - 68. (1 to 5 by RPAD)
6. One CC to SRI. V RAMU Advocate [OPUC]
7. Two CCs to GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT, High Court Of Judicature at Hyderabad. [OUT]
8. One CC to SRI SAMPATH PRABHAKAR REDDY (S.C.) (OPUC)
9. One spare copy

HIGH COURT

CKRJ

DATED:13/03/2020

POST ON 17/03/2020 IN MOTION LIST

ORDER

WP.No.5695 of 2020

DIRECTION

