

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

WEDNESDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY

**:PRESENT:
THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM**

WRIT PETITION NO: 6371 OF 2020

Between:

Kotagiri Laxmi, W/o. Krishna Murthy,

Petitioner

AND

1. The State of Telangana, Rep. by its Prl. Secretary, Municipal Department, Secretariat, Hyderabad.
2. The Commissioner GHMC, Kukatpally, Hyderabad.
3. The Deputy Commissioner GHMC, Circle No. 14, Hyderabad.
4. The Commissioner, HMDA, Hyderabad.
5. Satha Kishor Kumar, S/o Satha Viswanatham, R/o 206, Manohar Bhavan, Dwarkapuri Colony, Panjagutta, Hyderabad.

Respondents

WHEREAS the Petitioner above named through her Advocate Sri Rapolu Bhaskar, presented this 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 Mandamus, by declaring the action of the 4th respondent in not taking the action against the Respondent No.5 basing on the representations of the Petitioner dated 19-08-2019 as illegal and arbitrary, against, violate of Articles 14, 19 and 21 of Constitution of India, against the Principles of Natural Justice, consequently to direct the Respondent No. 2 to 4 to dismantle the illegal construction of the Respondent No. 5, basing on the Petitioners' Representation dated. 19-08-2019;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein, and upon hearing the arguments of Sri Rapolu Bhaskar, Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Prl. Secretary, Municipal Department, State of Telangana, Secretariat, Hyderabad.
2. The Commissioner GHMC, Kukatpally, Hyderabad.
3. The Deputy Commissioner GHMC, Circle No. 14, Hyderabad.
4. The Commissioner, HMDA, Hyderabad.
5. Satha Kishor Kumar, S/o Satha Viswanatham, R/o 206, Manohar Bhavan, Dwarkapuri Colony, Panjagutta, Hyderabad.

are directed to show cause on or before 08-7-2020 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 1 OF 2020:

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed in support of the Writ Petition, the High Court may be pleased to direct the Respondent No. 2 to 4 to dismantle the illegal construction of the Respondent No. 5, forthwith, pending disposal of WP No. 6371 of 2020, on the file of the High Court.

The Court made the following: ORDER:

“Notice before admission.

Heard Sri Rapolu Bhaskar, learned counsel for the petitioner, and Sri Y. Rama Rao, learned Standing Counsel who takes notice on behalf of respondent No.4.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.5 by Registered Post Acknowledgment Due and file proof of service.

It is the case of the petitioner that respondent No.5 has violated the Building permission, and made constructions in violation of the sanctioned plan.

Having regard to the submissions made, respondent No.2 shall, by strictly in accordance with the procedure prescribed in law, and adhering to the principles of natural justice, consider the representation dated 19.08.2019 made by the petitioner and pass appropriate orders within a period of twelve (12) weeks from the date of lifting of lockdown.

Post on 08.07.2020.”

//TRUE COPY//

SD/- CH. VENKATESWARLU
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Prl. Secretary, Municipal Department, State of Telangana, Secretariat, Hyderabad.
2. The Commissioner GHMC, Kukatpally, Hyderabad.
3. The Deputy Commissioner GHMC, Circle No. 14, Hyderabad.
4. The Commissioner, HMDA, Hyderabad.
5. Satha Kishor Kumar, S/o Satha Viswanatham, R/o 206, Manohar Bhavan, Dwarkapuri Colony, Panjagutta, Hyderabad. (Addressees 1 to 5 BY RPAD along with a copy of petition and affidavit)
6. Two CCs to GP for Municipal Admn., High Court of Telangana, at Hyderabad (OUT)
7. one CC to Sri Rapolu Bhaskar, Advocate (OPUC)
8. One Spare Copy

HIGH COURT

CKR,J

DATE: 22-04-2020

NOTE:POST ON 08-07-2020

NOTICE BEFORE ADMISSION

WP.NO. 6371 OF 2020



DIRECTION