

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

WEDNESDAY, THE THIRD DAY OF JUNE
TWO THOUSAND AND TWENTY

:PRESENT:

**THE HON'BLE SRI JUSTICE CHALLA KODANDA RAM
WRIT PETITION NO: 7348 OF 2020**

Between:

H. Srinivas Goud, S/o. Kista Goud,

Petitioner

AND

1. Greater Hyderabad Municipal Corporation, Rep. by its Commissioner, CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad.
2. The Deputy Commissioner, Greater Hyderabad Municipal Corporation, Circle - 20, Serilingampally, Hyderabad.

Respondents

WHEREAS the petitioner above named through his Advocate Sri P.V.L. Bhanu Prakash, 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 any writ, order or direction more particularly one in the nature of WRIT of MANDAMUS declaring the order No. 76/UC/W.No. 1006/CIR-20/TPS/GHMC/2019 dated 19.03.2020 issued under Section 636 of Greater Hyderabad Municipal Corporation Act, 1955 of the 2nd respondent as arbitrary, illegal, bad in law, violative of principles of natural justice, contrary to provisions of GHMC Act 1955, contrary to judgment in W.P. No. 5130/2016 and batch dated 18.10.2016 and consequently by setting aside the order dated 19.03.2020 of the 2nd respondent, direct the respondents not to demolish the pent house constructed over the existing Ground + 2 upper floors on Plot No.6, situated in Sy.No. 69, 70, 72 to 74 at Tara Nagar, Serilingampally Village, Ranga Reddy District till the application of the petitioner submitted under Building Penalisation Scheme vide BPS No.8166/Circle 11 dated 15.07.2008 is considered by the respondents;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein, and upon hearing the arguments of Sri P.V.L. Bhanu Prakash, 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 Commissioner, Greater Hyderabad Municipal Corporation, CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad.
2. The Deputy Commissioner, Greater Hyderabad Municipal Corporation, Circle - 20, Serilingampally, Hyderabad.

are directed to show cause on or before 30-7-2020 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 respondents not to demolish the pent house constructed over the existing Ground + 2 upper floors on Plot No.6, situated in Sy.No. 69, 70, 72 to 74 at Tara Nagar, Serilingampally Village, Ranga Reddy District, in pursuance of order No.76/UC/ W. No.1006/CIR- 20/TPS/GHMC/2019 dated 19.03.2020 issued under Section 636 of Greater Hyderabad Municipal Corporation Act, 1955 of the 2nd respondent, pending disposal of WP No. 7348 of 2020, on the file of the High Court.

The Court made the following: ORDER:

“Notice before admission.

Learned standing counsel for the Corporation Sri Sampath Prabhakar Reddy undertakes to file a counter.

Post on 30-07-2020.

There shall be interim direction as prayed for, for a period of twelve weeks.”

Sd/- SRI JUSTICE CHALLA KODANDA RAM

TRUE COPY//
REGISTRAR (JUDICIAL)

Per AR
3/6/20

SECTION OFFICER

To,

1. The Commissioner, Greater Hyderabad Municipal Corporation, CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad.
2. The Deputy Commissioner, Greater Hyderabad Municipal Corporation, Circle - 20, Serilingampally, Hyderabad. (Addressees 1 & 2 BY RPAD along with a copy of petition and affidavit)
3. One CC to Sri P.V.L. Bhanu Prakash, Advocate (OPUC)
4. one Spare Copy

HIGH COURT

CKR,J

DATE: 03-06-2020

NOTICE BEFORE ADMISSION

WP. NO. 7348 OF 2020

INTERIM DIRECTION

