

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF OCTOBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION NO: 18347 OF 2015

Between:

Dr. C. Amarender Nath, S/o C. Narsimhulu, Aged 38 years, occ Doctor, R/o
H.No. 1-3-107 and 108, Rajendranagar, Mahabubnagar, Mahabubnagar
District

...PETITIONER

AND

1. The State of Teiangana Rep by its Principal Secretary,, Municipal
Administrative Department, Secretariat, Hyderabad.
2. The Mahabubnagar Municipality, Rep by its, Commissioner, Mahabubnagar
District.
3. Vittal Yadav, S/o Bhimaiah, Hindu, aged 42 years, occ Business, R/o H.No.1-
3-106, Saddalgundu Street, Rajendranagar, Mahabubnagar, Mahabubnagar
District.

...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 Writ Order or Direction more particularly one in the nature of Writ of Mandamus, declaring the inaction of the 2nd Respondent in not taking any action in removing the illegal constructions made by the 3rd Respondent without leaving setbacks on all the sides of the property which is contrary to the plans approved by permission No. G1/BA/599/1569/2014 dt. 25-3-2015 by encroaching the petitioners property including common way is illegal, arbitrary and unconstitutional and consequently direct the 2nd respondent to inspect the constructions being made by the 3rd Respondent in his house bearing No.1-3-106, Rajendranagar, Mahabubnagar and to remove the illegal constructions being made by encroaching into the petitioners property including the common way in H.No.1-3-107 & 108, Rajendranagar, Mahabubnagar

I.A. NO: 1 OF 2015(WPMP. NO: 23725 OF 2015)

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 2nd Respondent to take steps to stop the 3rd Respondent to make any further construction which is in deviation to the plans approved by the 2nd Respondent in his proceedings No. G1/BA/599/1569/2014 dt. 25-3-2015 encroaching into the common way in H.No.1-3-107 & 08, Rajendranagar, Mahabubnagar pending disposal of the above writ petition

**Counsel for the Petitioner: SRI K. SOMESHARA KUMAR RI P. FOR
SRI B. MOHAN**

**Counsel for the Respondent No.1: GP FOR MUNICIPAL ADMINISTRATION &
URBAN DEVELOPMENT**

**Counsel for the Respondent No.2: SRI P. KRISHNA REDDY
(SC FOR MC,TELANGANA)**

Counsel for the Respondent No.3: - - - -

The Court made the following: ORDER

HON'BLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION No.18347 of 2015

ORDER:

This writ petition is filed seeking following relief:

"To declare the inaction of the 2nd respondent in not taking any action in removing the illegal construction made by the 3rd respondent without leaving setbacks on all the sides of the property which is contrary to the plans approved by permission No.G1/BA/599/1569/2014, dated 25.03.2015 by encroaching the petitioner's property including common way, as illegal and arbitrary."

2. Sri B. Mohan, learned counsel representing Sri K. Someswara Kumar, learned counsel for the petitioner on record and Sri Putta Krishna Reddy, learned Standing counsel for respondent No.2 are present.

3. Learned counsel for the petitioner represented that he has no instructions to proceed with the matter.

4. Recording the above submission, the Writ Petition is dismissed for non-prosecution. There shall be no order as to costs.

Miscellaneous petitions, if any pending, shall stand dismissed.

//TRUE COPY//

**SD/- K.BHAVANI SWAMY
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to SRI B. MOHAN, Advocate [OPUC]
2. One CC to SRI P. KRISHNA REDDY (SC FOR MC, TELANGANA) [OPUC]
3. Two CCs to GP FOR MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT, High Court for the State of Telangana. [OUT]
4. Two CD Copies
BN

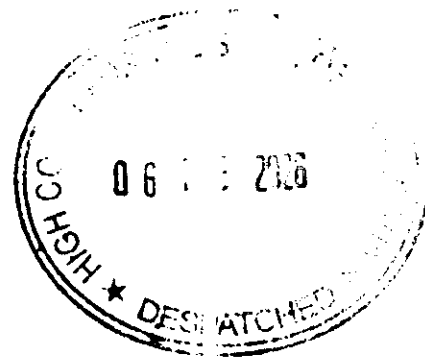
BH

HIGH COURT

DATED:31/10/2025

ORDER

WP.No.18347 of 2015



**DISMISSING THE WRIT PETITION
FOR NON PROSECUTION
WITHOUT COSTS**

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