

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

WEDNESDAY, THE TWENTY SEVENTH DAY OF MARCH
TWO THOUSAND AND TWENTY FOUR

**:PRESENT:
THE HON'BLE SRI JUSTICE C.V. BHASKAR REDDY**

WRIT PETITION NO: 7984 OF 2024

Between:

1. V. Manohar Rao, S/o. V.Anthaiah,
2. Mohd. Mujaheed, S/o. Mohd. Buran,
3. K.Ashok Kumar, S/o. Late K.Sathyanarayana,
4. K.Ramakiran, S/o. K.Ashok Kumar,
5. M.Ramulu, S/o. Late Achaiah,
6. K.Kishan, S/o. Gundappa,
7. Mohd. Aziz, S/o. Late Mohd. Buran,
8. V.Ravinder, S/o. V.Manohar Rao,
9. A.Srinivasulu, S/o. Late A .Shekharaiah,

Petitioners

AND

1. The State of Telangana, Rep. by its Principal Secretary, Home Department, Government of Telangana, Secretariat, Hyderabad-20.
2. The Director General of Police, State of Telangana, Saifabad, Hyderabad -500 004
3. The Superintendent of Police, Sangareddy, Sangareddy Dist.
4. The Deputy Superintendent of Police, Patancheru, Sangareddy Dist.
5. The Inspector of Police, Bollaram Police Station, IDA Bollaram, Sangareddy Dist.
6. Y. Venkateshwara Rao, S/o. Late Sreerama Rao, R/o. 8-404, 5th Cross Street, Zicrianagar, Yanam -533 464.
7. B. Uma Maheshwara Rao, S/o. Late B. Kondaiah, R/o. Flat No.501, Tara Soudha Apartments, H.No.12-13-1150, Street No.11, Tarnaka, Secunderabad.
8. Smt. Nitika Pant, IPS, Deputy Commissioner of Police, Medchal, Cyberabad Metropolitan Police, Hyderabad

Respondents

WHEREAS the Petitioners above named through their Advocate Sri S.V.Ramana, 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 an writ, Order or directions more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent No 4, 5 & 8 in interfering with the civil dispute in respect of the land admeasuring Ac.4.14 gts in Survey No.295 of Mallampet Village, Gandimaisamma - Dundigal Village (earlier at Quthbullahpur Mandal), Medchal - Malkajgiri District (Ranga Reddy District) in support of the private Respondents No.6 and 7 and their men for wrongful settlements, inspite of the Decree and Judgment dated 29-12-2008 in

O.S.No.169 of 2008 of the learned Principal Senior Civil Judge, Ranga Reddy District in our favour in respect of our property in Sy.No.295 of Mallampet, as arbitrary, illegal and beyond the purview of the Telangana Police SOP Rules and the provisions of Art 14, 21 and 300-A of Constitution of India;

AND WHEREAS the High Court upon perusing the petition and affidavit filed therein, and upon hearing the arguments of Sri S.V.Ramana, Advocate for the Petitioners, 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 Principal Secretary, Home Department, State of Telangana, Government of Telangana, Secretariat, Hyderabad-20.
2. The Director General of Police, State of Telangana, Saifabad, Hyderabad -500 004
3. The Superintendent of Police, Sangareddy, Sangareddy Dist.
4. The Deputy Superintendent of Police, Patancheru, Sangareddy Dist.
5. The Inspector of Police, Bollaram Police Station, IDA Bollaram, Sangareddy Dist.
6. Y. Venkateshwara Rao, S/o. Late Sreerama Rao, R/o. 8-404, 5th Cross Street, Zicrianagar, Yanam -533 464.
7. B. Uma Maheshwara Rao, S/o. Late B. Kondaiah, R/o. Flat No.501, Tara Soudha Apartments, H.No.12-13-1150, Street No.11, Tarnaka, Secunderabad.
8. Smt. Nitika Pant, IPS, Deputy Commissioner of Police, Medchal, Cyberabad Metropolitan Police, Hyderabad

are directed to show cause on or before 05-6-2024 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 2024:

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed in the writ petition, the High Court may be pleased to direct the Respondent No.4, 5 & 8 not to interfere in the civil dispute for unlawful settlements with the Respondents No.6 & 7 and their men, in respect of land admeasuring Ac.4.14 gts in Sy.No.295 of Mallampet Village, Gandimaisamma-Dundigal Village (earlier at Quthbullapur Mandal), Medchal-Malkajgiri District (Ranga Reddy District), pending disposal of WP No. 7984 of 2024, on the file of the High Court.

The Court made the following: ORDER:

Notice before admission.

Learned Assistant Government Pleader for Home takes notice for respondent Nos.1 to 5 and 8 and seeks time to file counter affidavit.

Learned counsel for the petitioners is permitted to take out personal notice to respondent Nos.6 and 7 by 'RPAD' and file proof of service in the Registry by the next date of hearing.

It is stated that the petitioners along with one M.Sampath Kumar are the absolute owners of land admeasuring Ac.4-14 guntas in Sy.No.295 of Mallampet Village, Dundigal-Gandimaisamma Mandal, Medchal-Malkajgiri District, having purchased the same under AGPA Nos.282 and 287 of 2007, dated 09.10.2007. The case of the petitioners is that when respondent Nos.6 and 7 are interfering with their peaceful possession, they have instituted a suit in O.S.No.169 of 2008 on the file of the Principal Senior Civil Judge, Ranga Reddy District seeking perpetual injunction and the same was decreed on 29.12.2008 restraining respondent Nos.6 and 7 from interfering with the peaceful possession and enjoyment of the petitioners over the suit schedule property. It is further case of the petitioners that even after judgment and decree of the said suit in their favour, at the instigation of respondent No.8, when respondent Nos.6 and 7 interfered with their peaceful possession, they were constrained to file W.P.No.6902 of 2024 on the file of this Court and this Court vide order, dated 15.03.2024 directed the respondents-police not to interfere with the civil rights of the petitioners over the subject land in any manner, except in accordance with law.

The grievance of the petitioners is that even after the order, dated 15.03.2024 passed by this Court, the respondents-police are frequently summoning them to the police station and confining them for hours together in the police station.

In the said circumstances, there shall be interim direction to respondent Nos.4, 5 and 8 not to interfere with the peaceful possession of the petitioners over the suit schedule property in O.S.No.169 of 2008 in any manner, except in accordance with law.

List this case on 05.06.2024.

//TRUE COPY//

SD/-MOHD. ISMAIL
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Home Department, State of Telangana, Government of Telangana, Secretariat, Hyderabad-20.
2. The Director General of Police, State of Telangana, Saifabad, Hyderabad -500 004
3. The Superintendent of Police, Sangareddy, Sangareddy Dist.
4. The Deputy Superintendent of Police, Patancheru, Sangareddy Dist.
5. The Inspector of Police, Bollaram Police Station, IDA Bollaram, Sangareddy Dist.
6. Y. Venkateshwara Rao, S/o. Late Sreerama Rao, R/o. 8-404, 5th Cross Street, Zicrianagar, Yanam -533 464.
7. B. Uma Maheshwara Rao, S/o. Late B. Kondaiah, R/o. Flat No.501, Tara Soudha Apartments, H.No.12-13-1150, Street No.11, Tarnaka, Secunderabad.

8. Smt. Nitika Pant, IPS, Deputy Commissioner of Police, Medchal, Cyberabad Metropolitan Police, Hyderabad (Addressees 1 to 8 BY RPAD along with a copy of petition and affidavit)
9. Two CCs to GP for Home, High Court for the State of Telangana, at Hyderabad (OUT)
10. One CC to Sri S.V. Ramana, Advocate (OPUC)
11. One Spare Copy

HIGH COURT

CVBR,J

DATE: 27-3-2024

NOTE:POST ON 5-6-2024

NOTICE BEFORE ADMISSION

WP. NO. 7984 OF 2024

INTERIM DIRECTION

