

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

WEDNESDAY, THE THIRD DAY OF APRIL

TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 8829 OF 2024

Between:

1. Murthysetty Gopi Krishna, S/o. Murthysetty Venkateswara Rao
2. N.R.G. Gopal Reddy, S/o. N. Ram Reddy
3. K. Rajasekhar, S/o. K. Mohan Rao
4. A.D. Bhagya Rekha, W/o. Murali Raj Kamal

...Petitioners

AND

1. The State of Telangana, rep. By its Principal Secretary, Home Department, Secretariat, Hyderabad.
2. The Superintendent of Police, Sangareddy District.
3. The Station House Officer, Patancheru Police Station, Sangareddy District.
4. B. Vincent, R/o. Beside Donbosco School Main Road, Bandlaguda Jagir-J Gandipet Mandal, R.R. 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 an appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus, to declare the action of the 3rd respondent in calling the petitioners to the police station at the behest of the 4th respondent and threatening to settle the lands purchased by them situated at Rameshwar Banda village, Patancheru Mandai, Sangareddy District, through different registered Sale Deeds and thereby causing interference in the civil disputes, as being illegal, arbitrary, unjust, unconstitutional and colourable exercise of powers and consequently direct the 3rd respondent to desist from interfering in the civil matters.

IA NO: 1 OF 2024

Petition under Section 151 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.3 herein not to call the petitioners to the police station or in any manner interfere in the civil disputes including their personal life and liberty, pending disposal of WP.No.8829 of 2024, 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 M/s. SARDAR JASBEER SINGH Advocate for the Petitioners, Assistant GP FOR HOME for the Respondent Nos.1 to 3 and SRI. C. NARESH REDDY Advocate for the Respondent No.4, the Court made the following.

ORDER:

As per the written instructions dated 01.04.2024 issued by respondent No.3 - the Station House Officer, Patancheru Police Station, Sangareddy District, learned Assistant Government Pleader for Home submitted that respondent No.4 - Mr. B. Vincent lodged a report as Manager of Don Bosco Navajeevan Society (for short 'Society') stating that the Society is running upliftment and welfare of orphaned, abandoned and street children across the country. The Society is absolute owner and possessor of the subject land admeasuring Acs.6-20 guntas in Survey No.49 situated at Rameshwar Banda Village, Patancheru Mandal, Sangareddy District (Medak District). The Society has been in possession of the subject land since twenty one (21) years. The Government laid road in the middle of its land and the remaining land in its possession is Acs.5-20 guntas. One Murali Krishna called him (respondent No.4) and threatened and demanded him to sell the subject land to them for less price, and, if not sold, threatened to kill him. On 29.03.2024, respondent No.4 and others visited the subject land and shocked to know that Murali Krishna along with anti-social elements laying road and constructing compound wall around part of the subject property illegally to grab the same. In that connection, respondent No.4 lodged complaint with respondent No.3 which was registered as F.I.R. No.289 of 2024 for the offences under sections 447, 427 and 506 of I.P.C., and investigated into.

During investigation, the Investigating Officer contacted Mr. Murali Krishna and enquired about his involvement in the case and it is noticed that the land in Survey No.50 mentioned in the writ petition is northern boundary to the property of the Society.

Mr. C. Naresh Reddy, learned counsel, seeks time to file vakalat on behalf of respondent No.4.

Post on 08.04.2024 in the 'Motion List.'

SD/-K. SREERAMA MURTHY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Home Department, State of Telangana, Secretariat, Hyderabad.
2. The Superintendent of Police, Sangareddy District.
3. The Station House Officer, Patancheru Police Station, Sangareddy District.

4. B. Vincent, R/o. Beside Donbosco School Main Road, Bandlaguda Jagir-J Gandipet Mandal, R.R. District (RR 1 to 4 by RPAD).
5. One CC to M/s. SARDAR JASBEER SINGH, Advocate [OPUC].
6. Two CCs to GP FOR HOME, High Court for the State of Telangana at Hyderabad [OUT].
7. One spare copy
ZEE

HIGH COURT

BVRJ

DATED:03/04/2024

NOTE: POST ON 08.04.2024 IN THE 'MOTION LIST'.

ORDER

WP.No.8829 of 2024

DIRECTION

