

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE THIRD DAY OF MARCH

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE ANIL KUMAR JUKANTI

WRIT PETITION NO: 40819 OF 2016

Between:

1. D. MAHESH GOUD, S/o. Surender Goud, Occupation Business, R/o.Bandarpally Village, CC Kunta Mandal, Mahaboobnagar District.
2. Smt. V. Latha,, W/o. Rajendar Goud, Occupation Business, R/o.Bandarpally Village, CC Kunta Mandal, Mahaboobnagar District.

Petitioners

AND

1. The State of Telangana, Rep by its Principal Secretary, Revenue Department, Secretariat buildings, Hyderabad.
2. The Chief Commissioner of Land Administration,, State of Telangana, Hyderabad.
3. The District Collector,, Mahaboobnagar District.
4. The Tahasildhar,, Chinna Chintha Kunta Mandal, Mahaboob Nagar District
5. The Tahasildhar,, Hanwada, Mandal, Mahaboob Nagar District.
6. The Tahasildhar,, Devarakadra Mandal, Mahaboob Nagar District
7. The Tahasildhar,, Bijinepally Mandal, Mahaboobnagar 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 a Writ in the nature of Mandamus to declare the inaction of the 2nd respondent in not releasing the hire vehicle payment charges due to the petitioners in respect of vehicles utilized for travel purpose by the respondents No. 4 to 7 as illegal, arbitrary and unconstitutional and consequently direct the 2nd and 3rd respondents to sanction Hired Vehicle charges due payable to the petitioners.

IA NO: 1 OF 2016

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 pass interim direction to the 2nd and 3rd respondents to sanction Hired Vehicle charges due payable to the petitioners, Pending disposal of WP 40819 of 2016, 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 Sri R NAGARJUNA REDDY, Advocate for the Petitioners and GP FOR REVENUE for the Respondents, the Court made the following.

ORDER:

This Writ Petition is filed with the following prayer:

“... to issue an appropriate writ, order or direction, more particularly a Writ in the nature of Mandamus to declare the inaction of the 2nd respondent in not releasing the hire vehicle payment charges due to the petitioners in respect of vehicles utilized for travel purpose by the respondent Nos.4 to 7 as illegal, arbitrary and unconstitutional and consequently direct the 2nd and 3rd respondents to sanction Hired Vehicles charges due payable to the petitioners and be pleased to pass such other order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case.”

The entire issue revolves around the payment of hire charges to be paid to petitioners for hiring the vehicles. The amount to be paid by the respondent authorities is Rs.7,84,000/-, pending due from the year 2014. The vehicles were hired on 20.01.2014 and 04.06.2014.

Vehicles bearing Nos.AP 09Y 1245, AP 28W 4071 and AP 09TV 2493 belonging to petitioners were hired on hire service basis, amounts have not been paid till date.

This Court on 02.03.2026 requested the learned Assistant Government Pleader for Revenue to get instructions from the concerned authorities. By a letter dated 26.02.2026 addressed to the office of learned Government Pleader for Revenue, the instructions of Tahsildar, Bijinepally Mandal, are placed on record. The contents of the written instructions are as follows:

“... It is submitted that, the petitioners Sri D. Mahesh and Smt. V. Latha R/o Bandarpally village, Chinna Chintha Kunta Mandal, Mahaboobnagar District have filed W.P.No.40819 of 2016 with a prayer that to issue direction or order to the respondent No.2 & i.e., the Chief Commissioner of Land Administration, State of Telangana, Hyderabad and District Collector, Mahaboobnagar District for not releasing the hire vehicle payment charges due to the petitioners in respect of vehicle utilized for travel propose by the respondents No.4 to 7 i.e., Tahsildars Chinna Chintha Kunta, Hanwada, Devarkadra and Bijinepally Mandals.

In this regard it is submitted that, the Chief Commissioner of Land Administration, Telangana Hyderabad has addressed a letter to the District Collector, Mahaboobnagar District vide CCLA Lr.No.Budget/149/2016 dated 17.06.2016 and requested to the Collector, to furnish details of dues are pending and reasons for

non-payment of said dues to the Tahsildars along with justification.

Further it is submitted that, the then Tahsildar Bijinepally Mandal, erstwhile Mahaboobnagar District presently Nagarkurnool District has addressed a letter to the District Collector, Mahaboobnagar District vide Lr.No.A/Misc/2015 dated .03.2015 along with utilization certificate and submitted the details of private vehicle engaged for Tahsil Office, Bijinepally Mandal and dues for the month of Oct 2013 to Dec 2013 for (3) months.

Further it is submitted that, after received of proposals from the Tahsildars the District Collector, Mahaboobnagar District has addressed a letter to the Chief Commissioner of Land Administration, Telangana Hyderabad vide Letter No.B1/2086/2015 dated 04.10.2016 and informed that due to non availability of budget provision for hired vehicles, the payment of charges to the hired vehicles have not be paid and submit the Utilization certificates received from the Tahsildars and requested to release the funds towards hire charged vehicles. The same is not received. Soon after receipt of necessary budget provision of hire vehicle charges payment will be made to the petitioner.

In view of the above facts and circumstances, the Government Pleader (Revenue) of Hon'ble High Court Telangana State is requested to kindly appraise the facts mentioned above before the Hon'ble Court and see that the present writ petition may be dismissed in the interest of justice."

On a perusal of the written instructions, it appears that there has been an administrative delay on the part of the respondent authorities in payment of dues pertaining to the year 2014. The hiring of vehicles was carried out by different officers during different periods of time.

Be that as it may, on a perusal of the instructions, it appears that the respondent authorities are willing to take steps, only after this Court has taken a serious view of the matter.

It is made clear that dues shall be paid to the petitioners within a period of five weeks from the date of receipt of a copy of this order. Needless to state, if the amounts are not paid within five weeks, this Court shall be constrained to invoke the Revenue Recovery Act and direct the Collector to attach the properties of the office of the Mandal Revenue Officer, Bijinepally, who hired the vehicles.

Post the matter on 07.04.2026.

//TRUE COPY//

Sd/- C.DEEPIKA
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat buildings, Hyderabad.
2. The Chief Commissioner of Land Administration,, State of Telangana, Hyderabad.
3. The District Collector,, Mahaboobnagar District.
4. The Tahasildhar,, Chinna Chintha Kunta Mandal, Mahaboob Nagar District
5. The Tahasildhar,, Hanwada, Mandal, Mahaboob Nagar District.
6. The Tahasildhar,, Devarakadra Mandal, Mahaboob Nagar District
7. The Tahasildhar,, Bijinepally Mandal, Mahaboobnagar District. (1 to 7 by RPAD)
8. One CC to SRI R NAGARJUNA REDDY Advocate [OP JC]
9. Two CCs to GP FOR REVENUE, High Court at Hyderabad. [OUT]
10. One spare copy

HIGH COURT

JAK,J

DATED:03/03/2026

POST THE MATTER ON 07-04-2026

ORDER

WP.No.40819 of 2016

DIRECTION

