

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

TUESDAY, THE TWENTY FIRST DAY OF JULY
TWO THOUSAND AND TWENTY

:PRESENT:

THE HON'BLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION NO: 10703 OF 2020

Between:

Mohd Habeeb-Ur-Rahaman@Sajid, S/o.Mohd. Abdul Rahaman,

.....Petitioner

AND

1. The State of Telangana, Rep, by its Prl. Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Lakidikapool, Ranga Reddy District.
3. The Revenue Divisional Officer, Shadnagar, Ranga Reddy District.
4. The Tahsildar, Farooq Nagar Mandal, Shadnagar, Ranga Reddy District.
5. M.Ramakrishna Rao, S/o M.Venkata Ramarao, Aged about 60, Occ: Business,
6. M.Sobha Rani, W/o Late Madhusudhan Rao, Aged about 58, Occ: House-Wife,
7. M. Madhiraju Manjula Devi, W/o Late Laxman Rao, Aged about 56, Occ: Business, (Respondent Nos.5 to 7 are R/o H.No. 16-2-835/11&12, IndraSadan, Karan Bagha, Saidabad, Hyderabad.)
8. G. Mahipal Reddy, S/o G. Shekar Reddy, Aged about 41 Years, Occ: Business, R/o H.No. 18-317/2, Srinivasa Colony, Shadnagar Town, Farooqnagar Mandal, Ranga Reddy District. - 209216

....Respondents

WHEREAS the Petitioner above named through his Advocate MR.ARVIND KUMAR KATA 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 Writ of Mandamus, declaring the action of the Respondents more particularly the action of 4th respondent in mutating the name of the 8th respondent pertaining to the land in an extent of Ac. 0.31 Guntas in Sy. No. 215 (215 U/1) and Ac.0.36 in Survey No.215 (215 U/2) and land an extent of Ac.1.27 Guntas in Sy.No.215 (215/EE) of Mogaligadda Village, Farooq Nagar Mandal, Ranga Reddy District in the place of 5th respondent and 6th respondents by issuing the Impugned Order No.MUT/05/06/01857/2019,Dt.16-07-2019 and Order.No.MUT/05/06/01859/2019, Dt.16-07-2019 as illegal, arbitrary, contrary to Interim orders dt. 13-08-2018 passed in W.P.No. 31141 of 2018 and violation of Articles 14, 21 and 300A of the Constitution of India and consequently set aside the same and consequently direct the respondents to enter the name of the petitioner in the mutation Proceedings in so far as the petitioners land admeasuring 5Ac-25Gts in Sy.No.215/A, Mogaligadda Village, Farooq Nagar Mandal, Shadnagar, Ranga Reddy District.;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of MR.ARVIND KUMAR KATA 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 Principal Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Lakidikapool, Ranga Reddy District.
3. The Revenue Divisional Officer, Shadnagar, Ranga Reddy District.
4. The Tahsildar, Farooq Nagar Mandal, Shadnagar, Ranga Reddy District.

5. M.Ramakrishna Rao, S/o M.Venkata Ramarao, R/o H.No. 16-2-835/11&12, IndraSadan, Karan Bagha, Saidabad, Hyderabad.
6. M.Sobha Rani, W/o Late Madhusudhan Rao, R/o H.No. 16-2-835/11&12, IndraSadan, Karan Bagha, Saidabad, Hyderabad.
7. M. Madhiraju Manjula Devi, W/o Late Laxman Rao, R/o H.No. 16-2-835/11&12, IndraSadan, Karan Bagha, Saidabad, Hyderabad.
8. G. Mahipal Reddy, S/o G. Shekar Reddy, R/o H.No. 18-317/2, Srinivasa Colony, Shadnagar Town, Farooqnagar Mandal, Ranga Reddy District. - 209216

are directed to show cause on or before 24.08.2020 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 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the Impugned Order No.MUT/05/06/01857/2019, Dt.16-07-2019 and Order No.MUT/05/06/01859/2019, Dt. 16-07-2019 of the 4th respondent, pending disposal of WP.No.10703 of 2020, on the file of the High Court.

The Court made the following Order:

Notice before admission.

Learned counsel for the petitioner is directed to take out personal notice to respondent Nos.5 to 8 and file proof of service into the Registry.

Earlier, the petitioner herein filed W.P.No.31141 of 2018, challenging the proceedings dated 23.07.2017 issued by the third respondent-Revenue Divisional Officer, shadnagar. In the said writ petition, this Court had passed an interim order on 30.08.2018, which reads as under:

"Having regard to the facts and circumstances of the case, status quo, existing as on today, shall be maintained with regard to the entries made in the revenue records in respect of land admeasuring Ac.6.10 gts, situated at Sy.No.215 of Mogaligadda Village, Farooqnagar Mandal, Ranga Reddy District."

Subsequent to the said order, the fourth respondent – Tahsildar has passed another order mutating the subject lands in favour of some of the unofficial respondents. Therefore, the petitioner filed another writ petition vide W.P.No.25719 of 2019. This Court vide order dated 22.11.2019 has suspended the mutation order passed by the Tahsildar.

In spite of the aforesaid orders of this Court, the fourth respondent – Tahsildar has passed the impugned order mutating the name of respondent No.8 in the place of respondent Nos.5 and 6.

In view of the above facts and circumstances, and the earlier orders passed by this Court, there shall be interim direction as prayed for.

3 -
Post on 24.08.2020.

In the meanwhile, the fourth respondent is directed to file his counter and explain as to why suo moto Contempt should not be initiated against him for deliberately and intentionally violating the orders of this Court passed in W.P.No.31141 of 2018 and W.P.No.25719 of 2019.

//TRUE COPY//

SD/- B. SATYAVATHI
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Lakidikapool, Ranga Reddy District.
3. The Revenue Divisional Officer, Shadnagar, Ranga Reddy District.
4. The Tahsildar, Farooq Nagar Mandal, Shadnagar, Ranga Reddy District.
5. M.Ramakrishna Rao, S/o M.Venkata Ramarao, R/o H.No. 16-2-835/11&12, IndraSadan, Karan Bagha, Saidabad, Hyderabad.
6. M.Sobha Rani, W/o Late Madhusudhan Rao, R/o H.No. 16-2-835/11&12, IndraSadan, Karan Bagha, Saidabad, Hyderabad.
7. M. Madhiraju Manjula Devi, W/o Late Laxman Rao, R/o H.No. 16-2-835/11&12, IndraSadan, Karan Bagha, Saidabad, Hyderabad.
8. G. Mahipal Reddy, S/o G. Shekar Reddy, R/o H.No. 18-317/2, Srinivasa Colony, Shadnagar Town, Faroognagar Mandal, Ranga Reddy District. – 209216 (RR-1 to 8 by RPAD along with copy of petition and affidavit)
9. The Section Officer, O.S.Section, High Court for the State of Telangana, at Hyderabad.
10. One CC to SRI.ARVIND KUMAR KATA: Advocate [OPUC]
11. Two CCs to GP FOR REVENUE (TG), High Court Of Judicature at Hyderabad. [OUT]
12. One spare copy

HIGH COURT

AAR,J

DATED: 21.07.2020

NOTE: POST ON 24.08.2020

WP.NO.10703 OF 2020

NOTICE BEFORE ADMISSION

INTERIM DIRECTION



A large, stylized handwritten signature or mark, possibly a checkmark or a flourish, written in dark ink.