

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

THURSDAY, THE TWENTY SIXTH DAY OF MARCH

TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 8961 OF 2026

Between:

Errabelli Siddharth Rao, S/o. E. Madan Mohan Rao, Occ. Legal Professional R/o. Flat No.210, Janapriya Pramila Enclave 6-3-1218/2, Umanagar, Begumpet Hyderabad- 500 016.

Rep. by his General Power of Attorney holder M. Sashi Kumar, S/o. M.S. Acharya, R/o. H.No. 8-3-1088, Srinagar Colony Hyderabad, Telangana - 500 073.

Petitioner

AND

1. State of Telangana, Rep. by its Principal Secretary, Department of Municipal Administration and Urban Development Secretariat, Hyderabad, Telangana.
2. The Regional Director Cum Appellate Commissioner of Municipal Administration (RDMA), Warangal Hanamkonda, Warangal, Telangana.
3. The Commissioner, Greater Warangal Municipal Corporation XHQRplusP8Q, 15-3-158 MGM Rd, beside MGM Hospital Road Kothawada, Warangal, Telangana -506007.
4. The Deputy Commissioner, Kazipet Circle - II Greater Warangal Municipal Corporation Warangal.
5. Sri Gangadhari Amrit Raj, S/o. Late G. Bal Raj Flat No.301, Stone Valley Apartments Dattatreya Colony, Asif Nagar Hyderabad.
6. Smt. Chintha Suvartha,, W/o. G. Bal Raj Aged about 73 years., Occ.. Retd. Professor R/o. Excise Colony, Hanamkonda Warangal, Telangana.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI. KAPULURU SAI VARUN 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 appropriate Writ, Order or Direction, more particularly one in the nature of Writ of Mandamus as follows.

a). Set aside the Order passed by the 1st Respondent herein dated 05.03.2026 allowing the Revision Petition filed by the 5th Respondent under Section 252 (2) of the Telangana Municipalities Act, 2019.

b). Revoke the Building Permission Permit No. 0003/GWMC/SWBP/2025 dated 18.07.2025 issued in favour of Respondent No.5.

c). Direct immediate cessation of any construction activity initiated by the Respondent No.5 in Plot No.79, admeasuring 500 Sq.yds in Sy.No.6 of Waddepalli Village, Parimala Colony, Komatipalli Gram Panchayat, Hanamkonda Mandal, Warangal District,

AND WHEREAS the High Court upon perusing the petition and affidavit of filed herein and upon hearing the arguments of Mr. Vivek Fleddy, Senior Counsel appearing on behalf of petitioner's counsel Sri KAPULURU SAI VARUN Advocate for the Petitioner, Government Pleader for Municipal Administration & Urban Development takes notice on behalf of respondent Nos.1 and 2, Mr. Pasham Mohith, Standing Counsel for Greater Warangal Municipal Corporation takes notice on behalf of respondent Nos.2 to 4, directed issue of notice to the Respondent Nos. 5 & 6, Mr. Pasham Mohith, herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. Sri Gangadhari Anrit Raj, S/o. Late G. Bal Raj Flat No.301, Stone Valley Apartments Dattatreya Colony, Asif Nagar Hyderabad.
2. Smt. Chintha Suvatha, W/o. G. Bal Raj, Occ. Retd. Professor R/o. Excise Colony, Hanamkonda Warangal, Telangana.

are directed to show cause on or before 16.04.2026 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 2026

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 suspend the impugned order dated 05.03.2026 thereby halting all further construction in Plot No. 79, admeasuring 500 Sq. yds.in Sy.No.6 of Waddepalli Village, Parimala Colony, Komatipalli Gram Panchayat, Hanamkonda Mandal, Warangal District and pass, pending disposal of WP No. 8961 of 2026, on the file of the High Court.

**The Court made the following
ORDER:**

**Learned Government Pleader for Municipal Administration & Urban
Development takes notice on behalf of respondent Nos.1 and 2.**

Mr. Pasham Mohith, learned Standing Counsel for Greater Warangal Municipal Corporation takes notice on behalf of respondent Nos.2 to 4.

Issue notice to respondent Nos.5 and 6.

Learned counsel for the petitioner is permitted to take out personal notice on respondent Nos.5 and 6 by SPAD and file proof of service in the Registry by the next date of hearing.

Heard Mr. Vivek Reddy, learned Senior Counsel appearing on behalf of petitioner's counsel on record, learned Government Pleader for Municipal Administration & Urban Development appearing for respondent Nos.1 and 2 and learned counsel representing Mr. Pasham Mohith, learned Standing Counsel for Greater Warangal Municipal Corporation, who takes notice on behalf of respondent Nos.2 to 4.

Learned Senior Counsel appearing for the petitioner would submit that the respondent Nos.5 and 6 had suffered orders before two authorities respondent Nos.2 and 3 – Regional Director – cum – Appellate Commissioner of Municipal Administration (RDMA), Warangal, Hanumakonda, Warangal and the Commissioner, GWMC, wherein orders were ruled in favor of the petitioner. It is further submitted that there was a suit filed by respondent No.5 by name O.S.No.178/2013 seeking declaration of title over the property and revocation of possession and cancellation of documents on the file of learned VII Additional District Judge, Warangal. Eventually, the said suit was dismissed or default on 21.02.2018.

Further, the learned Senior Counsel in support of the submissions relied upon a Division Bench judgment passed by this Court in W.A.No.804 of 2022, dated 18.12.2022.

The main grievance of the petitioner is that in both the proceedings issued by the respondent Nos.2 and 3, the petitioner was served with hearing notice and his objections were considered, but in the impugned orders passed by respondent No.1, no notice has been served upon the petitioner thereby denying him an opportunity to put forth his case. Further, the respondent No.3 *vide* proceedings bearing Roc.No.E-310203/GWMC/TP/CIR-II/2025, dated 19.11.2025 has kept the permission dated 18.07.2025 in abeyance in favor of respondent No.5.

In view of such specific findings made by respondent Nos.2 and 3, the respondent No.1 ought to have put on notice to the petitioner before passing the impugned order. It was also clarified in the impugned order that the petitioners therein i.e. respondent Nos.5 and 6 to proceed with the constructions at their own risk.

In view of the aforesaid facts and circumstances, notice ought to have been given to the petitioner when the respondent Nos.2 and 3 have ruled in favor of the petitioner. *Prima facie* the respondent No.1 ought to have put on notice before passing the impugned order.

Learned Government Pleader for Municipal Administration & Urban Development appearing for respondent No.1 seeks time to obtain instructions.

At request, post this matter on 16.04.2026.

Till such time, the respondent Nos.5 and 6 are directed not to proceed with further construction for a period of three (03) weeks.

//TRUE COPY//

Sd/- A.SREENIVASA REDDY
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Principal Secretary, Department of Municipal Administration and Urban Development Secretariat, Hyderabad, State of Telangana.
2. The Regional Director Cum Appellate Commissioner of Municipal Administration (RDMA), Warangal Hanamkonda, Warangal, Telangana.
3. The Commissioner, Greater Warangal Municipal Corporation XHQR+P8Q, 15-3-158 MGM Rd, beside MGM Hospital Road Kothawada, Warangal, Telangana -506007.
4. The Deputy Commissioner, Kazipet Circle - II Greater Warangal Municipal Corporation Warangal.(RR1 to 4 by SPAD)
5. Sri Gangadhari Amrit Raj, S/o. Late G. Bal Raj Flat No.301, Stone Valley Apartments Dattatreya Colony, Asif Nagar Hyderabad.
6. Smt. Chintha Suvartha,, W/o. G. Bal Raj, Occ. Retd. Professor R/o. Excise Colony, Hanamkonda Warangal, Telangana. (RR5 & 6 by SPAD- along with a copy of petition and affidavit)
7. One CC to SRI. KAPULURU SAI VARUN, Advocate [OPUC]
8. Two CCs to GP FOR MCPL ADMN URBAN DEV, High Court at Hyderabad. [OUT]
9. One spare copy

HIGH COURT

NVSKJ

DATED:26/03/2026

LIST ON: 16.04.2026

NOTICE BEFORE ADMISSION

WP.No.8961 of 2026

DIRECTION

