

IN THE 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 PULLA KARTHIK

WRIT PETITION NO: 9092 OF 2026

Between:

1. Sri. Burra Raja Goud, S/o. Sri. B. Linga Goud.
2. Smt. Anegouni Manjulatha, W/o. Sri. Anegouni Radha Krishna.
3. Sri. Kondan Surender Goud, S/o. Sri. Kondan Nara Goud.

Petitioners

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue (Registration and Stamps) Department, Secretariat Building, Hyderabad.
2. The District Registrar, Medchal-Malkajgiri District.
3. The Sub- Registrar, Uppal, Medchal-Malkajgiri District.
4. The Telangana State Waqf Board, Rep by Chief Executive Officer, Haj House, Nampally, Hyderabad.

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 a Writ, Order or Direction, more particularly, one in the nature of Writ of Mandamus, by declaring the action of the respondent authorities in not receiving and registering the sale deed presented by the petitioner in respect of the Plot No.1 South Part, admeasuring 100 Sq.Yds., or 83.6 Sq.Mtrs., in Survey Nos. 60 and 61, Situated at Boduppall Village and Municipal Corporation, Medipally Mandal, Medchal-Malkajgiri District, Telangana State, on ground that the Wakq Gazette Notification, dated 09-02-1989 at Sl.No.2748 in Survey Nos. 60 and 61 Parts and mentioned in File No.S49/SLR/2017, dated 04-10-2017 and also letter addressed by the CEO, Telangana State Waqf Board, Hyderabad to the District Collector, Medchal-Malkajgiri District, dated 09-02-2022, is illegal, arbitrary, contrary to law since the Gazette Notification was set aside by this Hon'ble Court judgment reported in 2002(3) ALT 439, and judgments of this Hon'ble Court in W.P. No.21896 of 2023, dated 11-12-2023, W.P.No.19600 of 2024, dated 31-07-2024 and also W.P.No.8410 of 2025, dated 21-03-2025 and consequently direct the respondent Nos.2 and 3 to entertain and register sale Deed presented by the petitioner in respect of aforementioned plot

without reference to the said Waqf Gazette Notification and release the registered sale deed.

IA NO: 1 OF 2026

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 Nos.2 & 3 registering authorities to entertain and register the sale deed presented by the petitioner in respect of the Plot No.1 South Part, admeasuring 100 Sq.Yds. or 83.6 Sq.Mtrs., in Survey Nos. 60 & 61, Situated at Boduppall Village and Municipal Corporation, Medipally Mandal, Medchal-Malkajgiri District, Telangana State, without reference to the said Waqf Gazette Notification dated 09-02-1989, at Sl.No.2748 in Survey No. 103 Parts and mentioned in File No.S49/SLR/2017, dated 04-10-2017 and also letter addressed by the CEO, Telangana State Waqf Board, Hyderabad to the District Collector, Medchal-Malkajgiri District, dated 09-02-2022 during the pendency of the above writ petition, pending disposal of WP 9092 of 2026, 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 PALLIKONDA ARAVIND Advocate for the Petitioners, Government Pleader for Revenue General (Stamps and Registration) for respondent Nos.1 to 3, and Mr.Farhan Azam Khan, standing Counsel for Waqf Board for respondent No.4, the Court made the following.

ORDER

Notice before admission.

Learned Government Pleader for Revenue General (Stamps and Registration) takes notice on behalf of respondent Nos.1 to 3, waives further notice and seeks time to file counter.

Mr.Farhan Azam Khan, learned Standing Counsel for Waqf Board takes notice on behalf of respondent No.4, waives further notice.

Registry is directed not to take out notice to respondent Nos.1 to 4 in view of the above waiver.

Learned counsel for the petitioner submits that in similar circumstances, this Court granted an interim order dated 31.07.2024 in W.P. No. 19600 of 2024 and thus, requested to pass similar order in the present Writ Petition also.



Learned Standing Counsel appearing for respondent No.4, while vehemently opposing the grant of any interim relief in the present Writ Petition, submits that, as on date, no application has been filed for vacating the interim order dated 31.07.2024 in W.P.No. 19600 of 2024.

In view of the above and for the reasons alike in the order dated 31.07.2024 in W.P.No. 19600 of 2024, there shall be an interim direction to the respondent authorities to receive, register and release the subject document presented by the petitioner, without reference to the Waqf Gazette Notification dated 09.02.1989 at Sl.No.2748, in compliance with the provisions of the Registration Act, 1908, and the Indian Stamp Act, 1899.

The registration be carried out after ascertaining the status of the land as reflected in the revenue records. The parties are prohibited from proceeding with further conveyance of the property except on obtaining required permission from this Court. Further, the registration shall be subject to the final result of the Writ Petition.

Registry shall make an endorsement to the effect that the Writ Petition shall not be permitted to be withdrawn.

List this matter on 06.05.2026.


Sd/- B.REKHA RANI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Revenue (Registration and Stamps) Department, State of Telangana, Secretariat Building, Hyderabad. (by RPAD)
2. The District Registrar, Medchal-Malkajgiri District. (by RPAD)
3. The Sub- Registrar, Uppal, Medchal-Malkajgiri District. (by RPAD)
4. The Chief Executive Officer, Telangana State Waqf Board, Haj House, Nampally, Hyderabad. (by RPAD)
5. One CC to SRI. PALLIKONDA ARAVIND Advocate [OPUC]

6. Two CCs to GP FOR Revenue General (Stamps and Registration),
High Court at Hyderabad. [OUT]
7. One spare copy
SRT



HIGH COURT

PKJ

DATED:26/03/2026

List this matter on 06.05.2026

ORDER

WP.No.9092 of 2026

INTERIM DIRECTION

