

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

TUESDAY, THE FOURTH DAY OF JUNE
TWO THOUSAND AND NINETEEN

:PRESENT:
THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION NO: 10859 OF 2019



Between:

1. Syed Ahmed Hussaini Baghdadi, S/o.late S.A.Kareem Baghdadi, aged about 56 years, Occ: Business, R/o.H.No.5-2-4I 1, Risala Abdullah, Hyderabad.
2. Syed Mohammed Hussain Baghdadi, S/o.late S.A.Kareem Baghdadi, aged about 67 years, Occ: Business. R/o.H.No.5-2-411, Risala Abdullah, Hyderabad.
3. Syed Mahmood Hussaini Baghdadi, S/o.late S.A.Kareem Baghdadi, aged about 65 years, Occ: Business, R/o.H.No.5-2-411, Risala Abdullah, Hyderabad.
Rep. through their GPA Holder Shaik Hamed Ullah S/o.Shaik Obaid Ullah aged about 38 years, Occ:Business. R/o.H.No.17-8-153, Chowni Nade Ali Baig, Chanchalguda, Hyderabad.

....Petitioners

AND

1. State of Telangana, rep. by its Principal Secretary, Irrigation & Command Area Development Department, Secretariat, Hyderabad
2. The Superintendent Engineer, Irrigation & Command Area Development Department, Hyderabad.
3. The Executive Engineer, Irrigation & Command Area Development Department, North Division, Hyderabad.
4. Greater Hyderabad Municipal Corporation, Tankbund, Hyderabad, Rep. by its Commissioner.
5. Greater Hyderabad Municipal Corporation Circle-12, Central Zone, Mehdiapatnam, Hyderabad, Rep. by its Assistant City Planner.
6. The Assistant Commissioner of Police, Asifnagar, Hyderabad.
7. The Station House Officer, P.S.Humayun Nagar, Hyderabad.

....Respondents

WHEREAS the Petitioners above named through their Advocate MOHD MOIN AHMED QUADRI 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 a writ, order or direction more particularly one in the nature of Writ of mandamus declaring the action of the respondents particularly the respondents 3 and 5 and its officials in trying to interfere with peaceful possession and enjoyment of the petitioners over the land under Sy.No.22/Paiki admeasuring Ac.5.22 gts., correlated to T.S.No.1, 2 and 4, Ward No.23, Block No.H, situated at Asifnagar, Hyderabad, without following due procedure contemplated under law, as illegal, arbitrary, unjust, unconstitutional, violation of principles of natural justice and also in violation of Articles 14, 19, 21 and 300-A of the Constitution of India, and consequently direct the respondents not to interfere with peaceful possession and enjoyment of the petitioners over the subject property, without following the procedure contemplated under law;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of MR.MOHD MOIN AHMED QUADRI Advocate for the Petitioners, 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, Irrigation & Command Area Development Department, State of Telangana, Secretariat, Hyderabad
2. The Superintendent Engineer, Irrigation & Command Area Development Department, Hyderabad.

3. The Executive Engineer, Irrigation & Command Area Development Department, North Division, Hyderabad.
4. The Commissioner, Greater Hyderabad Municipal Corporation, Tankbund, Hyderabad
5. Greater Hyderabad Municipal Corporation Circle-12, Central Zone, Mehdiapatnam, Hyderabad, Rep. by its Assistant City Planner.
6. The Assistant Commissioner of Police, Asifnagar, Hyderabad.
7. The Station House Officer, P.S.Humayun Nagar, Hyderabad.

are directed to show cause on or before 2.7.2019 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.

The Court made the following Order:

Notice before admission.

Learned Assistant Government Pleader for Irrigation takes notice for respondents 1 to 3 and seeks time to file a counter-affidavit.

Post on 02.07.2019.

SD/- N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Principal Secretary, Irrigation & Command Area Development Department, State of Telangana, Secretariat, Hyderabad
2. The Superintendent Engineer, Irrigation & Command Area Development Department, Hyderabad.
3. The Executive Engineer, Irrigation & Command Area Development Department, North Division, Hyderabad.
4. The Commissioner, Greater Hyderabad Municipal Corporation, Tankbund, Hyderabad
5. Greater Hyderabad Municipal Corporation Circle-12, Central Zone, Mehdiapatnam, Hyderabad, Rep. by its Assistant City Planner.
6. The Assistant Commissioner of Police, Asifnagar, Hyderabad.
7. The Station House Officer, P.S.Humayun Nagar, Hyderabad. (RR-1 to 7 by RPAD along with copy of petition and affidavit)
8. Two CCs to GP FOR HOME (TG), High Court for the State of Telangana, at Hyderabad. [OUT]
9. Two CCs to GP FOR IRRIGATION (TG), High Court for the State of Telangana, at Hyderabad. [OUT]
10. One CC to MR.MOHD MOIN AHMED QUADRI Advocate [OPUC]
11. One spare copy

HIGH COURT

SK,J

DATED: 4.6.2019

NOTE: POST ON 02.07.2019

WP.NO.10859 OF 2019

NOTICE BEFORE ADMISSION



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