

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
MONDAY, THE THIRTEENTH DAY OF DECEMBER,
TWO THOUSAND AND TWENTY ONE

:PRESENT:
THE HON'BLE SRI JUSTICE T.VINOD KUMAR

WRIT PETITION NO: 14670 OF 2021

Between:

1. Kanemoni Saradamma, W/o Satyanarayana
2. Vaddemoni Balamani, W/o Bhushan
3. Jakkarta Manjula, W/o Krishna
4. Tandra Sujatha, D/o Maisaiah
5. Kinnera Aivelu, W/o Ravi
6. Kinnera Pushpa, W/o Laxman
7. Tandra Indiramma, W/o Jangaiah
8. Golkonda Saidamma, W/o Sreenu
9. Gera Rani, W/o Gandaiah
10. Palamoni Andalu, W/o Venkataiah
11. Gera Swaroopa, W/o Mahindar
12. Palamoni Yasoda, W/o Sayilu
13. Palamoni Pentamma, W/o Chandraiah
14. Kaanamoni Arunarnma, W/o Yadaiah
15. Tandra Rajita, W/o Mahesh
16. Adimila Jangamma, W/o Yadaiah
17. Nenavath Dharmi, W/o Late Pantulu
18. Ratnavath Kamli, W/o R Jangu
19. Nenavath Selki, W/o Late Shankar
20. Seravath Anjamma, W/o Gopal
21. Ratnavath Komti, W/o Taariya
22. Ratnavath Hanmi, W/o Sevy
23. Ratnavath Sharada, W/o R. Umesh
24. Seravath Kamalamrna, W/o Late Ramulu
25. Nenavath Saroja, D/o Taurya
26. Ratnavath Srinivas, S/o R. Bhikku
27. Seravath Naveen, S/o Late Ramulu
28. Ratnavath Acchamma, W/o R. Kishan
29. Devavath Lakshmi, W/o D. Bhikku
30. Nenavath Shankar, S/o Late Ramu
31. Nen avath Kimya, S/o Late Hatya
32. Ratnavath Ramesh, S/o Late Badya
33. Nenavath Anjamma, W/o N. Sukya
34. Nenavath Sujatha, W/o N. Pandu
35. Nenavath Bujji, W/o N. Ghasya
36. Nenavath Hasli, W/o Late Dhaurya
37. Nenavath Surender, S/o Sookya
38. Neelam Lalitha, W/o Narsimha
39. Surigi Jayamma, W/o Late Jangaiah
40. Neelam Bamma, W/o Sekhar

Petitioners

AND

1. State of Telangana, Rep. by its Principal Secretary, Revenue Department (L.A and J.A), Secretariat Buildings, Hyderabad
2. The State of Telangana, Rep. by its Principal Secretary, Industries and Commerce Department, Secretariat Buildings, Hyderabad
3. Telangana State Industrial Infrastructure Corporation (TSIIC),, Rep. By its V.C and M.D, Basheerbagh, Hyderabad
4. Commissioner, Rehabilitation and Resettlement, Government of Telangana, Buddha Bhavan, Hyderabad

5. District Collector, Rangareddy District, Collectorate Complex, Lakdi-ka-pul, Hyderabad
6. Additional Collector and Administrator, R & R Rangareddy District, Collectorate Complex, Lakdi-ka-pul, Hyderabad
7. Land Acquisition Officer cum Revenue Divisional Officer, Ibrahimpatnam Division, Turkayamjal, Rangareddy District
8. Tahsildar, Yacharam mandal, Rangareddy 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 a writ, order or direction, more particularly, one in the nature of WRIT OF MANDAMUS declaring the action of the respondent authorities in issuing declarations u/s 19(1) for acquisition of agriculture lands in Medipally and Kurmidda villages without following due process of law and without preparing and notifying R and R scheme for the project affected persons like the petitioners and proceeding to take possession of the subject lands as illegal, unconstitutional and consequently set aside the 19(1) declarations vide Rangareddy District Gazette No.57, 58, 59, 60, 61, 62, 63, 64 dt.31.07.2019 and Gazette No.74 dt.30.08.2019 for Medipally village and Rangareddy District Gazette No.42, 43 and 44 Dt.14.07.2020 and Gazette No.27 dt.30.04.2020 for the lands in Kurmidda village and direct the respondent authorities to consider objections of the petitioners and follow the procedures u/s 16, 17,18 and 31 of the Act for determining and extending R and R entitlements, before finalizing acquisition and taking possession of the subject lands.

IA NO: 1 OF 2021:

Petition under Section 151 of CPC, praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondent authorities not to take possession of the subject lands under acquisition for the proposed Green Pharma City, notified vide declarations vide Rangareddy District Gazette No.57, 58, 59, 60, 61, 62, 63, 64 dt.31.07.2019 and Gazette No.74 dt.30.08.2019 for Medipally village and Rangareddy District Gazette No.42, 43 and 44 Dt.14.07.2020 and Gazette No.27 dt.30.04.2020 for the lands in Kurmidda village Yacharam mandal, Rangareddy District, pending disposal of WP 14670 of 2021, 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 the orders of the High Court dated 18-10-2021 & 15-11-2021 made herein, and upon hearing the arguments of Sri CH.Ravi Kumar, Advocate for the Petitioners, and of the Special Govt. Pleader for the Respondents, the Court made the following.

ORDER:

“Sri P. Radheev Reddy, learned Special Government Pleader, office of the Advocate General seeks further time to file counter.

List on 24-01-2022.

Interim order granted earlier to continue till 07-02-2022.”

**Sd/- K.SHYLESHI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to Sri CH.Ravi Kumar, Advocate [OPUC]
2. Two CCs to Advocate General, High Court of Telangana, at Hyderabad (OUT)
3. Two CCs to GP for Land Acquisition, High Court of Telangana, at Hyderabad. [OUT]
4. Two CCs to GP for Revenue, High Court of Telangana, at Hyderabad. [OUT]
5. One spare copy

HIGH COURT

TVK,J

DATE: 13-12-2021

NOTE: POST ON 24-01-2021

ORDER

WP. NO. 14670 OF 2021



EXTENDING THE INTERIM ORDER