

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

THURSDAY, THE SEVENTEENTH DAY OF APRIL

TWO THOUSAND AND TWENTY FIVE /

:PRESENT:
THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY /

WRIT PETITION NO: 11529 OF 2025 /

Between:

SMT. B. LAXMI BAI, W/o B. Raja, Occ. Housewife R/o H.No.18-7-85, Outside
 Gowlipura Hyderabad, T.S.,

Petitioner /

AND

1. The State of Telangana, Rep. by its Prl. Secretary Municipal Administration and Urban Development Dept., Secretariat, Hyderabad
2. The Commissioner, Greater Hyderabad Municipal Corporation, Lower Tank Bund, Hyderabad
3. The Deputy Commissioner, Greater Hyderabad Municipal Corporation, Circle No.7, Abids, Hyderabad
4. Assistant City Planner, Greater Hyderabad Municipal Corporation, Circle No.7, Abids, Hyderabad
5. Smt. K.Bhagavathi, W/o K. Krishna, Occ. Housewife R/o 18-7-104 and 105, Gowlipura Hyderabad

Respondents /

WHEREAS the Petitioner above named through her Advocate SRI SRINIVASA MURTHY CHEEDELLA 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 declaring the action of the respondents 1 to 4 in not considering the representation dated 10-03-2025 and 17-03-2025 submitted by the petitioner to stop and demolish the illegal construction of staircase made by the respondent No.5 on the public passage (seri) in between the petitioners house and respondent No.5 house as illegal, arbitrary, unjust contrary to the provisions of ~~2000~~ Act, consequently direct the respondents 2 to 4 to demolish the illegal construction made by the respondent No.5 on the public passage on the southern side of the petitioners house and on the Northern side of the respondent No.5 house and the constructions made by the respondent No.5 without any set- back; /

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri SRINIVASA MURTHY CHEEDELLA, Advocate for the Petitioner and Sri Raparti Venkatesh, SC for GHMC for the Respondent Nos.2 to 4, directed issue of notice to the Respondent No.5 herein to show cause as to why this WRIT PETITION should not be admitted. /

You viz:

Smt. K.Bhagavathi, W/o K. Krishna, Occ. Housewife R/o 18-7-104 and 105,
Gowlipura Hyderabad /

are directed to show cause on or before 13-06-2025 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 2025

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 direct the respondents 2 to 4 to demolish the illegal construction made by the respondent No.5 on the public passage on the southern side of the petitioner's house and on the Northern side of the respondent No.5 house and the constructions made by the respondent No.5 without any set-back, pending disposal of WP No. 11529 of 2025, on the file of the High Court. /

The Court made the following:

ORDER:

Learned Standing Counsel for GHMC appearing for respondent Nos.2 to 4 submitted that complaint of the petitioner will be acted upon and action will be taken against respondent No.5 in accordance with law. /

Learned counsel for the petitioner submitted that respondent No.5 is constructing staircase on the public passage road. /

In view of the above, there shall be interim direction to respondent Nos.3 and 4 to forthwith act upon the complaint of the petitioner dated 17.03.2025 within a period of one (01) week from the date of receipt of a copy of this order. In case, on preliminary inspection, it is found that construction is made by respondent No.5 on public road, necessary steps shall be taken by respondent Nos.3 and 4 to stop further construction pending enquiry on the complaint of the petitioner. /

Issue notice to respondent No.5. /

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.5 and file proof of service by the next date of hearing. /

List on 13.06.2025. /

Print the name of Mr. Raparti Venkatesh, Standing Counsel for GHMC, for respondent Nos.2 to 4. /

**SD/-P.GOWRI SHANKAR
DEPUTY REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Prl. Secretary Municipal Administration and Urban Development Dept., State of Telangana, Secretariat, Hyderabad
2. The Commissioner, Greater Hyderabad Municipal Corporation, Lower Tank Bund, Hyderabad
3. The Deputy Commissioner, Greater Hyderabad Municipal Corporation, Circle No.7, Abids, Hyderabad
4. Assistant City Planner, Greater Hyderabad Municipal Corporation, Circle No.7, Abids, Hyderabad (1 to 4 by RPAD)
5. Smt. K.Bhagavathi, W/o K. Krishna, Occ . Housewife R/o 18-7-104 and 105, Gowlipura Hyderabad (by RPAD- along with a copy of petition and affidavit) ✓
6. One CC to SRI SRINIVASA MURTHY CHEEDELLA Advocate [OPUC] ✓
7. Two CCs to GP FOR MCPL ADMN & URBAN DEV, High Court at Hyderabad. ✓ [OUT]
8. One spare copy

HIGH COURT

BVR,J

DATED:17/04/2025

List on 13.06.2025

NOTICE BEFORE ADMISSION

WP.No.11529 of 2025

DIRECTION

