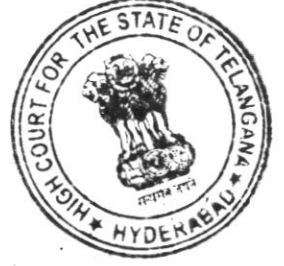


**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

MONDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND NINETEEN

**:PRESENT:
THE HON'BLE SRI JUSTICE P NAVEEN RAO**

WRIT PETITION NO: 13261 OF 2019



Between:

Smt.Siddenki Swaroopa, W/o.Bhoopal Reddy

....Petitioner

AND

1. The State of Telangana, represented by its Principal Secretary, Municipal Administration Department, Secretariat Buildings, Hyderabad.
2. The Commissioner, Greater Hyderabad Municipal Corporation Hyderabad.
3. The Deputy Commissioner, Greater Hyderabad Municipal Corporation Circle -4, L.B.Nagar, 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 an appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the 3rd respondent in issuing the impugned notice No.172UC/TPS/C4/EZ/GHMC/2019 dated 28-6-2019 for demolition of the Room over existing G plus 2 Upper Floors on Plot No.172 in Sy.No.57 part, admeasuring 267 Sq.Yds situated at Ward No.8, Block No.6, FCI Colony, Karmanghat village, Saroornagar Mandal, R.R.District as illegal, arbitrary, vindictive, malafide, and violative of principles of natural justice and violative of Articles 14 and 16 of the constitution of India and set aside the same by directing the 3rd respondents not to demolish the structures over the G plus 2 Upper floors on Plot No.172 in Sy.No.57 part, admeasuring 267 Sq.Yds situated at Ward No.8, Block No.6, FCI Colony, Karmanghat village, Saroornagar Mnadal, R.R.District

IA NO: 1 OF 2019

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 stay the operation of the Impugned notice of the 3rd respondent vide Notice No.172UC/TPS/C4/EZ/GHMC/2019 dated 28-6-2019 for demolition of the room over the existing Ground + 2 Upper Floors on Plot No.172 in Sy.No.57 part, admeasuring 267 Sq.Yds situated at Ward No.8, Block No.6, FCI Colony, Karmanghat village, Saroornagar Mnadal, R.R.District pending disposal of the main WP.No.13261 of 2019, 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.B.PAPA RAO GOUD Advocate for the Petitioner and GP for Municipal Administration (TG) for Respondent No.1 and Sri.Sampath Prabhakar Reddy, standing counsel for Respondents 2&3, the Court made the following.

ORDER

The learned counsel for petitioner submits that only a small construction was made by the petitioner for the purpose of locating overhead tank. Pending further consideration, the respondents are directed not to demolish the structure on which the overhead tank of the petitioner was constructed.

However, the 3rd respondent-Deputy Commissioner is directed to file a report by the next date of hearing as to the extent of construction made by the petitioner in addition to the permission granted for construction of ground plus two floors. Post on 8.7.2019.

SD/- B.SATYA VATHI
ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

To

1. The Principal Secretary, Municipal Administration Department, State of Telangana, Secretariat Buildings, Hyderabad.
2. The Commissioner, Greater Hyderabad Municipal Corporation Hyderabad. (RR-1&2 b y RPAD)
3. The Deputy Commissioner, Greater Hyderabad Municipal Corporation Circle -4, L.B.Nagar, Hyderabad. **(By Special Messenger/Speed Post)**
4. One CC to SRI. B.PAPA RAO GOUD Advocate [OPUC]
5. Two CCs to GP FOR MUNICIPAL ADMN URBAN DEV (TG), High Court for the State of Telagnana, at Hyderabad. [OUT]
6. One spare copy

HIGH COURT

PNR,J

DATED: 1.7.2019

NOTE: POST ON 8.7.2019

WP.NO.13261 OF 2019

NOT TO DEMOLITION

