

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
WEDNESDAY, THE TWENTY FIFTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE ANIL KUMAR JUKANTI
WRIT PETITION NO: 12534 OF 2016

Between:

1. Nazeer Ali Khan, (Died as per LRs P2, P3), S/o Late Rustum Ali Khan, R/o 1-8-841/8/2RT, Prakash Nagar, Begumpet, Secunderabad. rep. by the G.P.A., B. Dasharath
 2. Nusrat,, W/o. Nazeer Ali Khan, Aged 35 years, Occ. Housewife, R/o. H.No.1-79, Darga, Raidurgam, Hyderabad, TS 500008.
 3. Zubair Ali Khan, S/o. Nazeer Ali Khan, Aged 14 years, Occ. Housewife, R/o. H.No.1-79, Darga, Raidurgam, Hyderabad, TS 500008.
- Petitioner No. 2 and 3 are LRs of Petitioner No. 1 and Petitioner No.3 is represented by natural guardian mother Petitioner No.2. Petitioner Nos. 2 and 3 are brought on record as LRs of the deceased Petitioner No.1 as per C.O.dt. 03.06.2024 in IA No. 2/2024.

Petitioners

AND

1. The State of Telangana,, Department of Revenue, Secretariat, Saifabad, Hyderabad, rep. by the Principal Secretary.
2. The Joint Collector-I, Ranga Reddy District, Hyderabad., -
3. The Special Grade Deputy Collector-Cum-R.D.O., Chevella Division, Ranga Reddy District.
4. Viraj Constructions, Hyderabad,, Represented by Smt. V.Sumithra Reddy, W/o V.Raj Gopal Reddy, aged about 73 yrs., Occ Housewife, R/o Plot No. 1288, Road No.65, Jubilee Hills, Hyderabad.
5. V.Rajgopal Reddy, (Died as per LR R8), S/o V.Sunder Ram Reddy, Occ Advocate, R/o H.No. 3-5-942, Himayathnagar, Hyderabad.
6. Mohd. Jahangir Khan, (Died as per LR R7), R/o H.No. 6-1-149/A/6, Padmaraonagar, Secunderabad.
7. Mohammed Rahmath Khan, Aged 34 years, R/o. H.No. 6-1-149/A/6, Padmaraonagar, Secunderabad.
Respondent No. 7 is brought on record as LRs of the deceased Respondent No. 6 as per C.O. 03.06.2024 in IA No. 2/2016, (WP MP No. 21910/2016).
8. V. Preeti Reddy,, D/o. V. Raja Gopal Reddy, Age Not Known, Occ. Advocate, R/o. H.No. 3-5-942, Himayat Nagar, Hyderabad.
R8 brought on record as LR of the deceased Respondent no.5 as per C.O.dt.23.10.2025 in IA No.3/2025.

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 of Certiorari or other appropriate order or direction in the nature of a Writ calling records in case No. F2/5414/2009 dated 30-01-2016 passed by the second respondent Joint Collector-I, Ranga Reddy District arising out the proceedings No. L/3267/2007 dated 12-11-2007 passed by the 3rd respondent and quash the same as arbitrary, discriminatory and violative of Articles 14 and 300A of the Constitution of India and contrary to the provisions of Andhra Pradesh (Telangana Area) Tenancy and Agricultural Lands Act, 1950 in the interest of justice;

IA NO: 1 OF 2016

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 suspend the operation of the order in case No. F2/5414/2009 dated 30-01-2016 passed by the 2nd respondent Joint Collector - I, Ranga Reddy District, pending disposal of WP 12534 of 2016, 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 P SREE RAMYA Advocate for the Petitioner, GP FOR REVENUE for respondent Nos. 1 to 3 SRI P R K AMERANDRA KUMAR Advocate for the Respondent No.4, the Court made the following.

ORDER

This Writ Petition is filed with the following prayer:

“...to issue a Writ of Certiorari or other appropriate order or direction in the nature of a Writ calling records in case No.F2/5414/2009 dated 30-01-2016 passed by the second respondent Joint Collector-I Ranga Reddy District arising out the proceedings No.L/3267/2007 dated 12-11-2007 passed by the 3rd respondent and quash the same as arbitrary discriminatory and violative of Articles 14 and 300A of the Constitution of India and contrary to the provisions of Andhra Pradesh (Telangana Area) Tenancy and Agricultural Lands Act, 1950 in the interest of justice...”

During the course of submissions, learned counsel for respondent No. 7 invited the attention of this Court to Page No.10 of the counter affidavit filed on behalf of respondent No.7. It is a document purportedly issued by the Office of the Municipal Corporation of Hyderabad. It is a certificate of death and apparently, it reflects the date of registration as 16.08.2004 and the date of death as 07.11.2004. It is highly improbable that registration can be carried out prior to the death of Mr. Rustum Ali Khan.

Be that as it may in the writ petition filed document at Page No.73 is the death certificate of Mr. Rustum Ali Khan (P12).

Having perused the death certificate which is purportedly placed on record before the Office of the Revenue Divisional Officer (RDO), on the basis of which RDO passed orders, a query to the learned counsel for petitioner was put, for which it is submitted that an error is apparent in the death certificate issued on 30.11.2004 (Page No.10 of the counter affidavit of respondent No.7) that the an error was committed by officials, while issuing the certificate a typographical error. That fresh certificate was sought from the concerned authorities, and that at Page No.73 is the proper certificate and it is a genuine one.

Be that as it may, in light of the contentions raised by learned counsel for respondent No. 7, this Court deems it appropriate to request Mr. Midde Arun Kumar (Phone No.9505998999), learned Standing Counsel for the Greater Hyderabad Municipal Commissioner (GHMC), to receive instructions from the concerned authorities in respect of the death certificate at Page No.73, that whether the same is a genuine one or not. It is also requested to seek for the entries made in the Register of Births and Deaths.

Learned Standing for GHMC shall get Photostat copies of death certificate and Register which is maintained by Office of Municipal Corporation of Hyderabad in the particular circle/ward. Residential address as reflected in the death certificate at Page No.73 is H.No.1-8-841/8-2 RT, Prakashnagar, Begumpet. The concerned authorities of GHMC are requested to pass on the said copies to GHMC Standing Counsel.

Learned Standing Counsel for GHMC shall place a copy of the record for reference (in the writ petition) within a period of ten (10) days.

Post this matter on 09.03.2026.

Sd/- K.BHAVANI SWAMY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, State of Telangana,, Department of Revenue, Secretariat, Saifabad, Hyderabad.
2. The Joint Collector-I, Ranga Reddy District, Hyderabad.
3. The Special Grade Deputy Collector-Cum-R.D.O.,, Chevella Division, Ranga Reddy District.
4. Smt. V.Sumithra Reddy, Viraj Constructions, Hyderabad,, W/o V.Raj Gopal Reddy, aged about 73 yrs., Occ Housewife, R/o Plot No. 1288, Road No.65, Jubilee Hills, Hyderabad.
5. Mohammed Rahmath Khan, R/o. H.No. 6-1-149/A/6, Padmaraonagar, Secunderabad.

6. V. Preeti Reddy,, D/o. V. Raja Gopal Reddy, Occ. Advocate, R/o. H.No. 3-5-942, Himayat Nagar, Hyderabad.
(RR 1 to 6 by SPAD)
7. One CC to SRI. P SREE RAMYA Advocate [OPUC]
8. Two CCs to GP FOR REVENUE, High Court at Hyderabad. [OUT]
9. One spare copy

HIGH COURT

JAKJ

DATED:25/02/2026

POST ON 09.03.2026

ORDER

WP.No.12534 of 2016

DIRECTION

