

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

**TUESDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND TWENTY SIX**

PRESENT

**THE HONOURABLE THE CHIEF JUSTICE APARESH KUMAR SINGH
AND
THE HONOURABLE SRI JUSTICE G.M. MOHIUDDIN**

WRIT PETITION NO: 11994 OF 2026

Between:

1. Sri Kodavandla Srinivas Rao, S/o.K.Venkatramulu, Aged about 51 years, Occ. Agriculture, R/o. H.No. 1-3-36/4/7/2, Old Bazar, Gollacherla Village, Dornakal Mandal, Mahabubabad District-506381.
2. Sri Kodavandla Yadagiri, S/o.K.Venkatramulu, Aged about 52 Years, Occ. Agriculture, R/o. H.No.1, BC Colony, Gollacherla Village, Dornakal Mandal, Mahabubabad District-506381.
3. Sri Kodamalla Parshuram, S/o. K.Veeraswami, Aged about 49 years, Occ. Agriculture, R/o. Gollacherla Village, Dornakal Mandal, Mahabubabad District-506381.
4. Sri Kodavandla Venu Gopal, S/o. Veeraswamy, Aged about 38 years, Occ. Agriculture, R/o. Gollacherla Village, Dornakal Mandal, Mahabubabad District-506381.
5. Sri Kodavandla Venkanna, S/o. Veeramallu, Aged about 36 years, Occ. Agriculture, R/o. Gollacherla Village, Dornakal Mandal, Mahabubabad District-506381.
6. Sri Kodavandla Veeranna, S/o. Veeramallu, Aged about 37 years, Occ. Agriculture, R/o. Gollacherla Village, Dornakal Mandal, Mahabubabad District-506381.

...PETITIONERS

AND

1. The State of Telangana, Rep.by its Principal Secretary Revenue Department, Secretariat Buildings at Hyderabad, Telangana.
2. The District Collector, Mahabubabad District, at Mahabubabad.
3. The Additional Collector, (Revenue) Mahabubabad District, at Mahabubabad.

4. The Revenue Divisional Officer, Mahabubabad Revenue Division, Mahabubabad District.
5. The Tahsildar, Dornakal Mandal, Mahabubabad District.
6. The Telangana State Wakf Board, Rep.by its Secretary, Office at Haj House, Razzak Manzil, Opp. Public Gardens, Nampally, Hyderabad.
7. The Telangana Waqf Board, Rep.by it's the Chief Executive Officer, Office at Haj House, Razzak Manzil, Opp. Public Gardens, Nampally, Hyderabad.
8. Sri. Mohd.Janimiya, S/o. Mohd Afzal, Aged about 43 years, Occ. Business, R/o. H.No.1-69/2, Gollacherla Village, Dornakal Mandal, Mahabubabad District- 506381.

...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 to declare the Gazette notification showing the petitioners lands in Sy No. 352/B to an extent of Ac.1.00 guntas published in Andhra Pradesh Hyderabad Gazette supplement to part-II bearing No. 6-A dated.08.02.1990 Serial No.12734 old Warangal District New Mahabubabad District as Waqf land is illegal, arbitrary, and violation of principle of natural justice and consequently set aside the Gazette supplement to part-II bearing No. 6-A dated.08.02.1990 Serial No.12734 old Warangal District New Mahabubabad District and also set aside the Notice F.No.01-PROT-MHBD-2022-Z-III, dated.03.02.2026 as the petitioners lands are private patta land.

I.A. NO: 1 OF 2026

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 suspend the Gazette notification showing the lands in Sy No. 352/B to an extent of Ac.1.00gunts published in Andhra Pradesh Hyderabad Gazette supplement to part-II bearing No. 6-A dated.08.02.1990 Serial No.12734 Warangal District New Mahabubabad District pending the disposal of writ petition.

I.A. NO: 2 OF 2026

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 grant stay

of all further proceedings in Notice U/sec 54 (1) of waqf Act, 1995, dt 03.02.2026 including dispossession of petitioners from their lands pending the disposal of writ petition.

Counsel for the Petitioners: SRI B BALAJI

Counsel for the Respondent Nos.1 to 5: GP FOR REVENUE

**Counsel for the Respondent Nos.6 and 7: SRI FARHAN AZAM KHAN,
SC FOR TELANGANA STATE WAKF BOARD**

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

THE HON'BLE THE CHIEF JUSTICE SRI APARESH KUMAR SINGH
AND
THE HON'BLE SRI JUSTICE G.M.MOHIUDDIN

WRIT PETITION No.11994 OF 2026

Dated: 21.04.2026

Between:

Sri Kodavandla Srinivas Rao and 5 others

... Petitioners

AND

The State of Telangana,
Rep. by its Principal Secretary,
Revenue Department. Hyderabad,
Telangana and 7 others

... Respondents

ORDER:

Mr. B. Balaji, learned counsel appears for petitioners.

Mr. Muralidhar Reddy Katram, learned Government Pleader for Revenue, appears for respondent Nos.1 to 5.

Mr. Farhan Azam Khan, learned Standing Counsel for Telangana State Wakf Board appears for respondent Nos.5 and 6.

2. Notice under Section 54(1) of the Waqf Act, 1995 (for short 'the Act'), dated 03.02.2026 asking the petitioners to show cause as to why eviction orders for removing the encroachment under Section 54(3) of the Act be not issued has been assailed in this writ petition. They also challenge the Gazettee Notification, dated 08.02.1990 wherein their land

in Sy.No.352/B to an extent of Ac.1.00 guntas is shown as waqf land which is arbitrary, illegal and violation of principles of natural justice.

3. According to the petitioners, these proceedings have been initiated on the complaint of respondent No.8 with the allegation that the petitioners are in physical possession of the subject land, which is covered by graveyard (Gories).

4. At this stage, the petitioners without furnishing any reply to the show cause notice had straight away approached this Court questioning the aforesaid Gazette Notification as well. If any proceedings are passed thereupon, the Act provides the procedure for carrying out the eviction and also provides for the remedy to the aggrieved party to approach the Waqf Tribunal. Therefore, we are not inclined to entertain the writ petition at this stage.

Accordingly, the writ petition is disposed of. There shall be no order as to costs.

Miscellaneous applications pending, if any, shall stand closed.

SD/- M. OSMAN ALI BAIG
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The State of Telangana, Rep.by its Principal Secretary Revenue Department, Secretariat Buildings at Hyderabad, Telangana.
2. The District Collector, Mahabubabad District, at Mahabubabad.
3. The Additional Collector, (Revenue) Mahabubabad District, at Mahabubabad.
4. The Revenue Divisional Officer, Mahabubabad Revenue Division, Mahabubabad District.
5. .The Tahsildar, Domakal Mandal, Mahabubabad District.
6. The Telangana State Wakf Board, Rep.by its Secretary, Office at Haj House, Razzak Manzil, Opp. Public Gardens, Nampally, Hyderabad.
7. The Telangana Waqf Board, Rep.by it's the Chief Executive Officer, Office at Haj House, Razzak Manzil, Opp. Public Gardens, Nampally, Hyderabad.

8. Sri. Mohd.Janimiya, S/o. Mohd Afzal, Aged about 43 years, Occ. Business, R/o. H.No.1-69/2, Gollacherla Village, Dornakal Mandal, Mahabubabad District- 506381.
9. One CC to Sri B. Balaji, Advocate [OPUC]
10. Two CCs to GP for Revenue, High Court for the State of Telangana, at Hyderabad [OUT]
11. One CC to Sri Farhan Azam Khan, SC for Telangana State Wakf Board[OPUC]
12. Two CD Copies

TJ

GJP
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HIGH COURT

DATED: 21/04/2026

ORDER

WP.No.11994 of 2026



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

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7/5/26