

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR
WP NO: 13285 OF 2026

Between

Nawab Tajamuluddin Khan @ N.M. Moinuddin Khan, S/o Late Nawab Mohd Wajiuddin Khan, Aged about 53 yrs., Occ. Business, R/o H.no. 19-3-262/2/5, Jahanuma, Hyderabad.

.....PETITIONER ✓

AND

1. The State of Telangana, Through its Principal Secretary, Municipal Administration, Having office at T.S. Secretariat, Hyderabad.
2. The Hyderabad Disaster Response and Asset Protection Agency, Rep. by its Commissioner, Budha Bhavan, Rani gunj, 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 pass an order, direction or a writ particularly in the nature of Writ of Mandamus declaring that the action of the respondent No.2 in trespassing into petitioner's land admeasuring Acres 9.05 guntas, in Sy. No. 626/2, situated at Shamshabad Village, Shamshabad Mandal, RR District, on 22.4.2026 and demolishing few structures and attempting to dispossess the petitioner is highly illegal, arbitrary, in violation of principles of natural justice and Article 300 A of the Constitution of India. Consequently, this Honourable Court may be pleased to direct the respondents not to interfere with the peaceful possession of the petitioner in respect of his land admeasuring Acres 9.05 guntas, in Sy. No. 626/2, situated at Shamshabad Village, Shamshabad Mandal, RR District, unless they establish better title to the subject property through the process of civil court, ✓

I.A. NO: 1 OF 2026

Petition under Section 151 of C.P.C 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 No. 2 to forthwith stop demolition work and remove the fencing and warning boards claiming it as government land, in respect of petitioners land admeasuring Acres 9.05 guntas, in Sy. No. 626/2, situated at Shamshabad Village,

Shamshabad Mandal, RR District, Pending disposal of WP No 13285 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the petition and the grounds filed in support thereof and upon hearing the arguments of SRI Mohammad Adnan Advocate for the Petitioner, Gp For Mcpl Admn Urban Dev for the Respondent No.1, and the Court made the following.

ORDER

The petitioner is aggrieved by the action of respondent No.2 in erecting a Public Notice stating that the land admeasuring 9.05 Acres in Sy.No.626/2 situated at Shamshabad (V&M), Ranga Reddy District belongs to Government Land, subject to outcome of W.P.No.8833 of 2026 pending before Hon'ble High Court of Telangana. In the said notice board it was notified that the land is protected by Hyderabad Disaster Response and Asset Monitoring and Protection Agency (for short 'HYDRAA') and for any information/details contact HYDRAA Control Room.

Sri P. Raja Sreepathi Rao, learned senior counsel appearing for the petitioner submits that the Tahsildar, Shamshabad Mandal vide endorsement dated 31.12.2024 by referring to the Order passed in Application No.94/1991 in Civil Suit No.7 of 1958, a final decree has been passed in favour of applicant (who is the petitioner herein) for an extent of Ac.9-05 guntas in respect of Sy.No.626/2 situated at Shamshabad village and as per the Court decree, the applicant is in physical possession. Learned senior counsel further submits that the petitioner has filed W.P.No.1688 of 2021 questioning the action of respondent No.2 therein i.e., Shamshabad Municipality, Ranga Reddy District represented by its Municipal Commissioner in interfering with the possession and enjoyment over the same subject land, and a co-ordinate bench of this Court by order dated 05.02.2021 recording the submissions of the learned Government Pleader as well as learned standing counsel, wherein it was submitted that the subject land is private patta land and the official respondents are not interfering with the fencing erected by the petitioner, and in case, the petitioner intends to construct any compound wall or any other structure, he should obtain necessary permission from the authorities. Learned counsel for the petitioner therein stated that except erecting fencing around the subject land, the petitioner is not taking up any other construction

activity, and in case he intends to make any construction, he would do so by obtaining necessary permission from the authorities. Thereafter, the petitioner again filed W.P.No.8833 of 2026 and this Court by order dated 01.04.2026 directed the parties therein to maintain *status-quo*.

Learned counsel appearing for respondent No.2/HYDRAA has drawn attention of this Court to the letter dated 21.04.2026 issued by the Tahsildar, Shamshabad Mandal, Ranga Reddy District, wherein it submitted that the petitioner who is claiming the subject land as the patta land/private lands as per the orders of the Court but the alleged Court orders were never got implemented in the village revenue records and pattedar pass books were not issued. Learned counsel would further submit that the petitioner by violating the orders of the Hon'ble High Court, is now carrying out land leveling activities and in view of the same the respondent No.2 was requested to take necessary action. Learned counsel appearing for HYDRAA further submits that since the matter is pending before this Court in W.P.No.8833 of 2026 and since a request has been made by the Tahsildar, Shamshabad vide letter dated 21.04.2026, the respondent No.2 has only fenced the subject property and a board has been erected stating that the land is now been protected by the HYDRAA.

Per contra learned senior counsel appearing for petitioner submits that fixing such Notice Board would amount to dispossessing of the petitioner from the writ schedule property while the matter is subjudice in W.P.No.8833 of 2026 and the Tahsildar, Shamshabad Mandal vide endorsement dated 31.12.2024 stating that the subject property is not covered by Forest and as per the final Court decree, the applicant is in physical possession of the subject land. It is further submitted that the orders passed in W.P.No.8833 of 2026 has been extended upto 30.04.2026.

Heard.

Since the matter is subjudice before this Court in W.P.No.8833 of 2026, the respondent No.2 in so far as the continuance of the fencing on the subject property may be continued but, however, the Public Notice to the extent of notice specifying that the matter is subjudice before this Court in W.P.No.8833 of 2026 be displayed and the remaining other portion of the Notice shall be

removed accordingly within a period of (02) weeks from the date of receipt of copy of this order.

Further, petitioner is directed to implead the Revenue Department as party respondent to this writ petition.

At request of learned counsel appearing on either side and since the issue is pending in W.P.No.8833 of 2026, Registry is directed to tag this matter along with W.P.No.8833 of 2026.

Sd/- P.C.SULEKHA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration, Having office at T.S. Secretariat, State of Telangana, Hyderabad.
2. The Commissioner, Hyderabad Disaster Response and Asset Protection Agency, Budha Bhavan, Rani gunj, Hyderabad.[RR 1 & 2 By SPAD]
3. One CC to Sri. MOHAMMAD ADNAN Advocate [OPUC]
4. Two CCs to GP FOR MCPL ADMN URBAN DEV, High Court for the State of Telangana, at Hyderabad [OUT]
5. One spare copy

HIGH COURT

NVSK, J

DATED: 23-04-2026

ORDER

WP.No.13285 of 2026

STATUS QUO

