

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

FRIDAY, THE SECOND DAY OF MAY

TWO THOUSAND AND TWENTY FIVE

:PRESENT:
THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 14824 OF 2025

Between:

Kasani Shankar, S/o Late K.Balraj.

Petitioner

AND

1. The State of Telangana, Through Municipal Administration and Urban Development Department, Rep. by its Principal Secretary, Secretariat Buildings, Hyderabad.
2. The Greater Hyderabad Municipal Corporation, Represented by its Commissioner, Lower Tank Bund, Hyderabad.
3. The Zonal Commissioner, Kukatpally Zone, Greater Hyderabad Municipal Corporation, Kukatpally, Hyderabad.
4. The Deputy Commissioner, Circle No. 24, Kukatpally Zone, Greater Hyderabad Municipal Corporation, Kukatpally, Hyderabad.
5. The Assistant City Planner, Circle No.24 Greater Hyderabad Municipal Corporation Hyderabad District.
6. The Station House Officer, KPHB Police Station, KPHB, Cyberabad.
7. Kasani Jyothirmmai, D/o Kasani Gopal, Occ. Student, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
8. Kasani Gopal, S/o Late K. Balraj, Occ Bussiness, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
9. Kasani Jyothi, W/o Kasani Gopal, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
10. Kavali Jayamma, W/o Kavali Dasarath, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
11. Kavali Dasasrth, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
12. Kavali Ramulu, Occ Bussiness, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad

Respondents

WHEREAS the Petitioner above named through his Advocate SRI VENTRAPRAGADA ARAVIND 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, preferably in the nature of a Writ of Mandamus declaring the action of the Respondent Nos. 2 to 6 in not taking any action to stop the illegal and unauthorized construction undertaken by the Respondent No. 6 without applying and obtaining

construction permission and title over the property as required under the Greater Hyderabad Municipal Corporation Act despite the Petitioner submitting various representations including the representation dated 08/03/2025, 10/03/2025 informing the authorities about the illegal construction activity of the Respondent No.7 to 12 by illegally constructing without any Permission and setbacks situated at H.No 2-1-22/49 (Present Municipal No 102), Situated at Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad, R.R Dist as arbitrary, illegal, unconstitutional and contrary to the provisions of Greater Hyderabad Municipal Corporation Act and consequentially direct the Respondent Nos. 2 to 6 to take action against the illegal construction activity of the Respondent No. 7 to 12 and to ensure that no construction is setup by the Respondent No.7 to 12 without valid permissions and title over the property , in the interest of justice;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri VENTRAPRAGADA ARAVIND, Advocate for the Petitioner, directed issue of notice to the Respondent Nos.7 to 12 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. Kasani Jyothirmai, D/o Kasani Gopal, Occ. Student, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
2. Kasani Gopal, S/o Late K. Balraj, Occ Bussiness, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
3. Kasani Jyothi, W/o Kasani Gopal, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
4. Kavali Jayamma, W/o Kavali Dasarath, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
5. Kavali Dasasrth, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
6. Kavali Ramulu, Occ Bussiness, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad

are directed to show cause on or before 25-06-2025 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 6 to take required steps forthwith to ensure that no further illegal construction is made by the Respondent No. 7 to 12 at H.No 2-1-22/49 (Present Municipal No 102), Situated at Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad, R.R Dist without valid construction permission and right over the property and approved plan, pending disposal of WP No. 14824 of 2025, on the file of the High Court.

The Court made the following:

ORDER:

Issue notice to respondent Nos.7 to 12.

Learned counsel for the petitioner is permitted to take out personal notice to respondent Nos.7 to 12 by Registered Post with Acknowledgment Due and file proof of service by the next date of hearing.

Learned Standing Counsel for GHMC submitted that basing on complaint of the petitioner regarding the unauthorized construction in premises opposite H.No.2-1-22/58, situated at Sai Prashanth Nagar, Hydernagar, Kukatpally, show-cause notice dated 25.09.2024 was issued to respondent Nos.7 to 12 calling upon them to submit explanation as to why the unauthorized construction made in the subject property should not be removed/demolished, within a period of seven days from the date of receipt of a copy of the notice. Subsequently, speaking order dated 21.10.2024 was passed by respondent No.2 directing respondent Nos.7 to 12 to remove the unauthorized construction made in the subject property within a period of fifteen days from the date of receipt of copy of the order.

Learned counsel for the petitioner submitted that though the speaking order dated 21.10.2024 was passed, no action has been initiated.

In the circumstances, respondent Nos.4 and 5 are directed to implement the speaking order dated 21.10.2024 within a period of ten days from the date of receipt of a copy of this order and report compliance to this Court by the next date of hearing.

List the matter on 25.06.2025.

**SD/-MOHD.ISMAIL
DEPUTY REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration and Urban Development Department, State of Telangana, Secretariat Buildings, Hyderabad.
2. The Commissioner, Greater Hyderabad Municipal Corporation, Lower Tank Bund, Hyderabad.
3. The Zonal Commissioner, Kukatpally Zone, Greater Hyderabad Municipal Corporation, Kukatpally, Hyderabad.
4. The Deputy Commissioner, Circle No. 24, Kukatpally Zone, Greater Hyderabad Municipal Corporation, Kukatpally, Hyderabad.
5. The Assistant City Planner, Circle No.24 Greater Hyderabad Municipal Corporation Hyderabad District.

6. The Station House Officer, KPHB Police Station, KPHB, Cyberabad. (1 to 6 by RPAD)
7. Kasani Jyothirmai, D/o Kasani Gopal, Occ. Student, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
8. Kasani Gopal, S/o Late K. Balraj, Occ Bussiness, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
9. Kasani Jyothi, W/o Kasani Gopal, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
10. Kavali Jayamma, W/o Kavali Dasarath, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
11. Kavali Dasarth, Occ. House Wife, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad.
12. Kavali Ramulu, Occ Bussiness, R/o Sai Prasanthi Nagar, Shamshiguda, Kukatpally, Hyderabad (7 to 12 by RPAD- along with a copy of petition and affidavit)
13. One CC to SRI VENTRAPRAGADA ARAVIND Advocate [OPUC]
14. Two CCs to GP FOR MCPL ADMN & URBAN DEV, High Court at Hyderabad. [OUT]
15. One spare copy

HIGH COURT

BVR,J

DATED:02/05/2025

List the matter on 25.06.2025

NOTICE BEFORE ADMISSION

WP.No.14824 of 2025

DIRECTION

