

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

FRIDAY, THE FIFTEENTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SMT JUSTICE T.MADHAVI DEVI
AND
THE HONOURABLE SRI JUSTICE G.M. MOHIUDDIN

WRIT APPEAL NO: 510 OF 2026

Writ Appeal under clause 15 of the Letters Patent Preferred Against the Order dated 24-04-2026, IN I.A 1/2026 W.P.No.10185 of 2026. on the file of the High Court.

Between:

M/s. Gimar Developers, A registered partnership firm, Having its office at Shop No.235, 2nd floor, Door No.15-1-92/1 to 17, 15-1-52/A, 15-1-52/1 to 6, Mahaveer Plaza, Feelkhana, Hyderabad, represented by its Partners.

1. Praveen Kumar Jain, S/o. Mangilal Jain, aged about 51 years, Occupation. Business, R/o. 5-3-966, Flat No.301, Parshwa Padmavathi Complex, Shankar Bagh, Hyderabad.
2. Jayantilal, S/o. Velchand, aged about 65 years, Occupation. Business, R/o. H.No.5-3-1054, Osmangunj, Hyderabad.
3. Dinesh Mutha, S/o. Kishore Chand Mutha, aged about 58 years, Occupation ; Business, R/o. H.No.5-3-983, F-302, Surabhi Samat Apartments, Shankar Bagh, Hyderabad.
4. Bharat Bhojani, S/o. Doulat Raj Bhojani, aged about 36 years, Occupation. Business, R/o. H.No.15-1-478/N15, Feelkhana, Hyderabad.

.....APPELLANT /PETITIONERS

AND

1. The State of Telangana, represented by its Principal Secretary, Municipal Administration and Urban Development Department, Secretariat, Hyderabad.
2. The Greater Hyderabad Municipal Corporation, rep. by its Commissioner, Tank Bund, Hyderabad.
3. The Greater Hyderabad Municipal Corporation, rep. by its Zonal Commissioner, Circle No.35, Khairatabad Zone, Hyderabad.

4. The Greater Hyderabad Municipal Corporation, rep. by its Deputy Commissioner, Circle No.35, Khairatabad, Hyderabad.

I.A.NO:1 OF 2026

.....RESPONDENTS/RESPONDENTS

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 respondent corporation to unseal the 4 shops in the stilt/ground floor and 6th floor and penthouse of the building complex situated in premises No.3-5-142/9 and 3-5-142/10 of Eden Garden, King Kothi, Hyderabad, pending disposal of the writ appeal.

Counsel for Appellants : M/s BHARADWAJ ASSOCIATES

Counsel for Respondent No.1 : GP FOR MCPL ADMN AND URBAN DEVELOPMENT

Counsel for Respondent Nos.2 to 4 : SRI MIDDE ARUN KUMAR, SC FOR GHMC

The Court made the following Judgment : -

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

**THE HONOURABLE SMT JUSTICE T.MADHAVI DEVI
AND
THE HON'BLE SRI JUSTICE G.M.MOHIUDDIN**

WRIT APPEAL No.510 OF 2026

DATE: 15.05.2026

Between:

M/s Girnar Developers,
Hyderabad, Rep. By its Partners
and three others

.. Appellants

And

The State of Telangana,
Rep by its Principal Secretary,
Municipal Administration and Urban Development Department,
at Hyderabad and three others

..Respondents

JUDGMENT : *(Per Hon 'ble Smt. Justice T.Madhavi Devi)*

This appeal is filed seeking modification of the impugned order dated 24.04.2026 passed by the learned Single Judge in I.A.No.1 of 2026 in W.P.No.10185 of 2026.

2. Heard Mr. Vedula Venkataramana, learned Senior Counsel for the appellants and Mr.Midde Arun Kumar, learned Standing Counsel for the Municipality for the respondents.

3. It is submitted that in the said order, there has been a direction to seal the premises to the extent of portions constructed unauthorisedly i.e., stilt, 6th floor and pent house. In this appeal, the appellants are seeking de-sealing of the premises in the stilt portion and permitting the purchasers to operate the premises or in the alternative to permit the purchasers to take away the material which is in the premises.

4. The learned Standing Counsel, however, opposed the said prayer.

5. Having considered the material on record, this Court is inclined to modify the interim order only to the extent of permitting the purchasers to take away the material in the stilt floor portion. The respondents shall de-seal the premises on stilt floor from 18.05.2026 to 23.05.2026 during which period, the appellants or purchasers shall take away their material and thereafter, the subject premises should be sealed again.

6. The writ appeal is, accordingly, disposed of. There shall be no order as to costs.

As a sequel, miscellaneous petitions pending, if any, shall stand closed.

**SD/-A.V.S. PRASAD
DEPUTY REGISTRAR**

//TRUE COPY//


SECTION OFFICER

To

1. The Principal Secretary, Municipal Administration and Urban Development Department, Secretariat, State of Telangana at Hyderabad.
2. The Commissioner, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
3. The Zonal Commissioner, Greater Hyderabad Municipal Corporation, Circle No.35, Khairatabad Zone, Hyderabad.
4. The Deputy Commissioner, Greater Hyderabad Municipal Corporation, Circle No.35, Khairatabad, Hyderabad.
5. Two CCs to GP FOR MCPL ADMN AND URBAN DEVELOPMENT, High Court for the State of Telangana, at Hyderabad. [OUT]
6. One CC to M/s BHARADWAJ ASSOCIATES, Advocate [OPUC]
7. One CC to SRI MIDDE ARUN KUMAR, SC FOR GHMC, Advocate (OPUC)
8. Two CD Copies

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BS



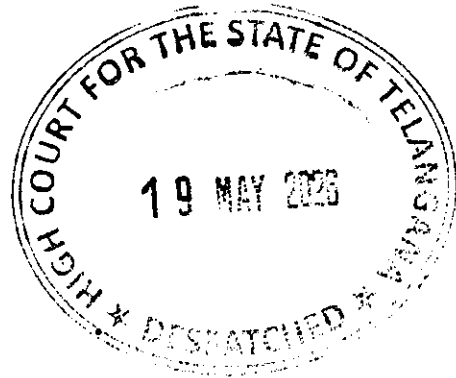
VACATION COURT

HIGH COURT

DATED: 15/05/2026

JUDGMENT

WA.No.510 of 2026



DISPOSING OF THE W.A
WITHOUT COSTS.

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19/05/26
K.B