

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

FRIDAY, THE TWENTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY SIX

: PRESENT:

THE HON'BLE SRI JUSTICE ANIL KUMAR JUKANTI

CONTEMPT CASE NO: 2302 OF 2026

Between

Pilaarshetti Sridevi, W/o. Srinivas Reddy

...Petitioner

AND

1. Sri. Yadagiri, The Executive Engineer, Irrigation Department (Musi Left Canal Division- II), Suryapet Division, Suryapet District.
2. Sri. Chandra Shekar, The Dy. Executive Engineer, Irrigation Department Suryapet Sub-Division, Suryapet District.
3. Sri. Uma Mahesh, The Assistant Engineer, Irrigation Department (Musi Left Canal Division -II), Suryapet Town, Suryapet District.
4. Sri. K.Krishnaiah, Tahsildar Suryapet Mandal, Suryapet District.

... Respondents

WHEREAS the petitioner has presented the Contempt Case under Sections 10 to 12 of the Contempt of Courts Act, 1971, through her counsel Sri Rapolu Bhaskar, praying the High Court to summon the Respondents/Contemnors before this Hon'ble Court and punish the Respondents/Contemnors for willfully, intentionally, wontedly and deliberately disobeying the directions of this Hon'ble Court in Writ Petition No.37137 of 2025, dated 05.12.2025;

Counsel for the Petitioner:

SRI RAPOLU BHASKAR

Counsel for the Respondents:

AGP FOR IRRI AND COMM AREA DEV

WHEREAS the said case coming on for hearing, and whereas the High Court, upon perusing the affidavit filed therein, and the earlier order dated 06.05.2026 made the following.

ORDER:

This Contempt Case is filed with the following prayer:

“to summon the Respondents/ Contemnors before this Hon'ble Court and punish the Respondents/Contemnors for willfully, intentionally, wontedly and deliberately disobeying the directions of this Hon'ble Court in Writ Petition No.37137 of 2025, dated 05.12.2025 which attracts Section 10 to 12 of the Contempt of Courts Act, 1971, and pass such other order or orders...”

It is submitted by the learned counsel for petitioner that unofficial respondent No.10 in W.P.No.37137 of 2025 (Devi Reddy Leelawathi) obtained an order of stay by filing another W.P.No.16904 of 2026 in respect of the very same property, thus retaining the unauthorized, illegal construction in Musi Project Left Canal limits Distributory No.27, located in Sy.No.310, near old Shivalayam, Suryapet Village and Mandal.

This Court by an order dated 05.12.2025 in W.P.No.37137 of 2025 held as follows:

“... 11. Be that as it may, encroachment in the Buffer zones of Musi Canal either by way of purchase of agricultural lands by sada bainama as averred by petitioner or by way of any illegal encroachments/constructions made by respondent Nos.10 and 11, have to be dealt with in accordance with law. Needless to state that due process of law shall be followed for evicting respondent Nos.10 and 11 if found to be in violation of law. It is made clear that if any of the alleged constructions/encroachments are falling within the zone i.e., FTL or Buffer, the same shall be removed by following due process of law.”

It is observed that the Superintendent Engineer, Irrigation Department, Suryapet, is arrayed as respondent No.4 in W.P.No.37137 of 2025.

It is observed from the High Court website (case status details) that in W.P.No.16904 of 2026, the Superintendent Engineer of Irrigation Department of Suryapet, is arrayed as respondent No.3 and the writ petitioner in W.P.No.16904 of 2026 is the unofficial respondent No.10 in W.P.No.37137 of 2025.

A learned Single Judge of this Court passed the following order on 29.05.2026 in W.P.No.16904 of 2026:

“There shall be interim direction as prayed for till the next date of hearing.”

In view of the interim order, the order passed by this Court in W.P.No.37137 of 2025 has become ineffective rendering the respondent authorities not to take any action.

It appears that no appeal is preferred against the order in W.P.No.37137 of 2025 by the unofficial respondent No.10.

Instead the unofficial respondent No.10 choose to file another writ petition in respect of the very same property.

This Court is conscious of the fact that this is a contempt case, yet, it is the need of the hour to curb/put an end to such disguised mechanisms preventing the authorities to take necessary action/steps in respect of illegal, unauthorized constructions in prohibited zones/areas, pursuant to orders of this Court.

This factum of the order passed by this Court on 05.12.2025 in W.P.No.37137 of 2025 should be reflected as on averment in the affidavit filed by writ petitioner i.e., Smt. Devi Reddy Leelawathi in W.P.No.16094 of 2026 and the same should be brought to the notice of the Court, while seeking a relief. If not pleaded, it would be a case of seeking an order by suppressing the true facts.

Structures in Musi Project Left Canal limits Distributory No.27, located in Sy.No.310, near old Shivalayam, Suryapet Village and Mandal, raised in violation of law cannot be allowed to remain, if they are in prohibited zone and in violation of prevailing laws.

Devious methods cannot be employed by citizens/individuals to defeat the purport of law (enacted for preserving and protecting the water bodies) and to defeat the provisions of law intended for demolition of illegal and

unauthorized constructions in prohibited zones/ areas or in violation of laws.

It is imperative on the office of Superintendent Engineer, who is a party respondent No.4 in W.P.No.37137 of 2025 and also a party respondent No.3 in W.P.No.16904 of 2026, to immediately bring it to the notice of the Court, which granted an interim order, by highlighting the true and correct facts.

State and its authorities cannot sit blindfolded to the acts of persons/individuals/ citizens, who employ devious methods to sustain their structures raised in violation of provisions of the statute(s) or law(s) enacted.

This Court is guided by the principles of law laid down by the Hon'ble Apex Court in *Swacch Association, Nagpur v. State of Maharashtra and Others*¹ and *Hinch Lal Tiwari v. Kamala Devi and Others*² in respect of water bodies etc. and the judgment of a Division Bench of this Court in *Municipal Corporation of Hyderabad, Hyderabad v. Philomena Education Foundation of India, Hyderabad*³ on the aspect of illegal constructions and also on the aspect of obtaining *ad interim* injunctions.

The act(s) of obtaining interim orders or injunctions has been discussed in the Division Bench order and this Court is bound by the law laid down by the Division Bench of this Court.

In matters of this nature, the authorities of the State have to immediately bring it to the notice of the Court the existence of earlier orders of the Court/Courts, if any, for effective implementation of the provisions of statutes enacted to protect

¹ 2025 SCC OnLine SC 2144

² (2001) 6 SCC 496

³ 2007 SCC OnLine AP 819

and preserve water bodies etc. and in matters of illegal and unauthorized constructions etc., so that Rule of Law prevails.

It is submitted by learned Assistant Government Pleader for Irrigation that necessary steps would be initiated by the concerned respondent authorities and seeks a time of two weeks for instructions.

In view of the interim order granted in W.P.No.16904 of 2026, this Court restrains itself for the present.

A copy of this order is to be made available to the Hon'ble Court which is currently dealing with W.P.No.16904 of 2026 for kind perusal.

Post the matter on 03.09.2026.

SD/- N. CHANDRA SEKHAR RAO
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Registrar (Judicial), High Court at Hyderabad (By SPL. MESSENGER along with copy of order in WP No.16904 of 2026)
2. The Section Officer, O.S. Section, High Court at Hyderabad
3. The Superintendent Engineer, Suryapet District at Suryapet
4. Sri. Yadagiri, The Executive Engineer, Irrigation Department (Musi Left Canal Division- II), Suryapet Division, Suryapet District.
5. Sri. Chandra Shekar, The Dy. Executive Engineer, Irrigation Department Suryapet Sub-Division, Suryapet District.
6. Sri. Uma Mahesh, The Assistant Engineer, Irrigation Department (Musi Left Canal Division -II), Suryapet Town, Suryapet District.
7. Sri. K.Krishnaiah, Tahsildar Suryapet Mandal, Suryapet District.
(Addressees 3 to 7 by SPAD)
8. One CC to Sri. Rapolu Bhaskar Advocate [OPUC]
9. Two CCs to GP for Irrigation and CADD, High Court for the State of Telangana, at Hyderabad [OUT]
10. Two spare copy

HIGH COURT

JAK, J

DATED: 21-08-2026

NOTE: POST ON 03.09.2026

ORDER

CC.No.2302 of 2026



DIRECTION