

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

MONDAY, THE FOURTH DAY OF MAY
TWO THOUSAND AND TWENTY SIX

**:PRESENT:
THE HON'BLE SRI JUSTICE PULLA KARTHIK**

WP NO: 15287 OF 2026

Between

Sri Abdul Waheed, S/o. Sri Shahid Rasheed,

.....Petitioner.

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue (Registration and Stamps) Department, Secretariat Building, Hyderabad.
2. The Commissioner and Inspector General, Registration and Stamps, Nizam Shahi Road, Osmangunj, M.J. Market, Hyderabad.
3. The District Registrar, Medchal-Malkajgiri District.
4. The Sub- Registrar, Uppal, Medchal-Malkajgiri District.
5. The Telangana State Waqf Board, Rep. by Chief Executive Officer, Haj House. Nampally, 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 issue a Writ, Order or Direction, more particularly, one in the nature of Writ of Mandamus, by declaring the action of the Respondent-registration authorities in not entertaining and registering the Gift Deed which may be presented by the petitioner in respect of the Part of the House bearing Municipal No. 5-14-115/94/ EP, (PTIN - 1016000188), constructed on Part in Plot No.94 Eastern Part and Part in Plot No.95 Northern Part, in Survey No.9 Part, admeasuring 55 Sq. yards, 45.98 Sq. mtrs., out of 110 Sq. Yds., Situated at Ward No.5, Block No. 13, Meerpet, under G.H.M.C., Nacharam Circle, Uppal Mandal, Medchal-Malkajgiri District, on ground that the Wakf Gazette Notification, dated 09-02-1989 at SL No. 2881 in Sy. No. 9 Part by putting the same in the prohibited property list under Section 22A of the Registration Act as being illegal arbitrary Capricious violative of Article 14, 19, 21 and 300A of the Constitution of India is not only contrary to the various provisions of the Waqf Act and Registration Act but also contrary to the various orders of this Hon'ble Court in W.P. Nos.12275 of 1993, 25392 of 1996 and 681 of 1997 of Meerpet village and consequently direct the respondent No.4 - registration authorities to entertain and register the above subject property as and when the petitioner execute and present Gift Deed in respect of the said property in the office of the Respondent No.4, and release the registered Gift Deed to the petitioner without referring the memo No.G2/5276/2021, dated: 27.08.2024 issued from the

Office of the Commissioner and Inspector General of Registration and Stamps, Telangana, Hyderabad;

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 the writ petition, the High Court may be pleased to direct the respondent No.4-registration authorities to entertain and register the Gift Deed that may be presented by the petitioner in respect of the Part of the House bearing Municipal No. 5-14-115/94/ EP, (PTIN - 1016000 188), constructed on Part in Plot No.94 Eastern Part and Part in Plot No.95 Northern Part, in Survey Part, admeasuring 55 Sq. yards, 45.98 Sq. mtrs., out of 110 Sq. Yds., situated at Ward No.5, Block No. 13, Meerpet, under G.H.M.C., Nacharam Circle, Uppal Mandal, Medchal-Malkajgiri District, by suspending the impugned Memo No.G2/5276/2021, dated 27-08-2024 and release the registered Gift Deed to the petitioner, pending disposal of WP No. 15287 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the petition and the affidavit filed therein, and upon hearing the arguments of Sri Mettu Shankar, Advocate for the Petitioner, and the GP for Revenue General (Stamps & Registration), for Respondent Nos. 1 to 4, and Sri S.N. Hassan Baqri, Standing Counsel for Respondent No.5, the Court made the following;

ORDER:

Notice before admission.

Learned Government Pleader for Revenue General (Stamps and Registration) takes notice on behalf of respondent Nos.1 to 4, and Mr. S.N.Hassan Baqri, learned Standing Counsel takes notice on behalf of respondent No.5, waives further notice and seeks time to file counter.

Registry is directed not to take out notice to respondents in view of the above waiver.

The learned counsel for the petitioner submits that in similar circumstances, this Court granted interim order dated 31.7.2024 in W.P.No.19600 of 2024 and thus, requested to pass similar order in the present writ petition also.

Learned Standing Counsel appearing for respondent No.4, while vehemently opposing grant of any interim relief in the present writ petition, submits that as on date, no application has been filed for vacating the interim order dated 31.7.2024 in W.P.No.19600 of 2024.

In view of the above and for the reasons alike in the order dated 31.7.2024 in W.P.No.19600 of 2024, there shall be interim direction to the respondent authorities to receive, register and release the subject document presented by the petitioner, without reference to the Wakf Gazette Notification dated 9.2.1989 at Sl.No.2748, in compliance with the provisions of the Registration Act, 1908 and the Indian Stamp Act, 1899.

The registration be carried out after ascertaining the status of the land as reflected in the revenue records. The parties are prohibited from proceeding with further conveyance of the property except on obtaining required permission from this Court. Further, the registration shall be subject to the final result of the writ petition.

Registry shall make an endorsement to the effect that the writ petition shall not be permitted to be withdrawn.

Post on 27.7.2026.

Sd/- A.SREENIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Revenue (Registration and Stamps) Department, State of Telangana, Secretariat Building, Hyderabad.
2. The Commissioner and Inspector General, Registration and Stamps, Nizam Shahi Road, Osmangunj, M.J. Market, Hyderabad.
3. The District Registrar, Medchal-Malkajgiri District.
4. The Sub- Registrar, Uppal, Medchal-Malkajgiri District.
5. The Chief Executive Officer, Telangana State Waqf Board, Haj House, Nampally, Hyderabad. (Addressees 1 to 5 BY SPAD)
6. The Section Officer, Writ Filing (Non-Service) Section, High Court for the State of Telangana, at Hyderabad
7. Two CCs to GP for Stamps & Registration, High Court for the State of Telangana, at Hyderabad (OUT)
8. One CC to Sri Mettu Shankar, Advocate (OPUC)
9. One Spare Copy

HIGH COURT

PK,J

DATE: 04-05-2026

ORDER

WP. NO. 15287 OF 2026

INTERIM DIRECTION

