

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

FRIDAY, THE TWENTY NINTH DAY OF APRIL ✓

TWO THOUSAND AND TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE MUMMINENI SUDHEER KUMAR ✓

WRIT PETITION NO: 23024 OF 2022 ✓

Between:

Variganti Lakshmamma, W/o. Late Variganti Pandu

Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Panchayat Raj and Rural Development Secretariat Buildings, Secretariat, Hyderabad
2. The District Panchayat Raj Officer, Yadadri Bhuvanagiri District (Nalgonda)
3. The Mandal Praja Parishad Development Officer, Bibinagar Mandal, Bibinagar, Yadadri Bhuvanagiri District (Nalgonda)
4. The Gram Panchayat, Jiyapally Village, Jiyapally Bibinagar Mandal, Yadadri Bhuvanagiri District (Nalgonda) Rep by its Panchayat Secretary. ✓

Respondents

WHEREAS the Petitioner above named through her Advocate SRI A JAGAN 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 more particularly one in the nature of WRIT OF MANDAMUS declaring the action of the respondent No. 3 and 4 in interfering and dispossessing the petitioner from land in Sy No. 217 an extent of 225 square yards situated at Jiyapally Village, Bibinagar Mandal, Yadadri Bhuvanagiri District (Nalgonda) is illegal, arbitrary, contrary to the provisions of the Telangana State Panchayat Raj Act, violation of principles of natural justice and as well as the fundamental rights guaranteed under the constitution of India consequently direct the respondents not to interfere / dispossess the petitioner from the above said plot

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri A JAGAN Advocate for the Petitioner, GP for Revenue who takes notice to respondent Nos.1 and 2 and Standing counsel

for Gram Panchayat Sri C Kalyan Rao for respondents Nos.3 and 4 and directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Panchayat Raj and Rural Development, State of Telangana, Secretariat Buildings, Secretariat, Hyderabad
2. The District Panchayat Raj Officer, Yadadri Bhuvanagiri District (Nalgonda)
3. The Mandal Praja Parishad Development Officer, Bibinagar Mandal, Bibinagar, Yadadri Bhuvanagiri District (Nalgonda)
4. The Panchayat Secretary, Gram Panchayat, Jiyapally Village, Jiyapally Bibinagar Mandal, Yadadri Bhuvanagiri District (Nalgonda)

are directed to show cause on or before 30.06.2022 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 2022

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 3 and 4 not to interfere / dispossess by laying the road land in Sy No. 217 an extent of 225 square yards situated at Jiyapally Village, Bibinagar Mandal, Yadadri Bhuvanagiri District (Nalgonda) forthwith, pending disposal of WP No. 23024 of 2022, on the file of the High Court.

The Court made the following: ORDER

Notice before admission.

Learned Government Pleader for Revenue takes notice on behalf of respondent Nos.1 and 2.

Learned Standing Counsel for Gram Panchayat Sri.C.Kalyan Rao takes notice on behalf of respondent Nos.3 and 4.

The grievance of the petitioner is that her husband purchased a plot admeasuring 225 sq.yards, Survey No.217 situated at Jiyapally Village, Bibinagar Mandal, Yadadri Bhuvanagiri District, Nalgonda.

The respondent No.4/Gram Panchayat is now trying to lay road through the plot of the petitioner without acquiring the said extent of land the learned Standing Counsel seeks time for getting instructions.

Pending further orders, there shall be interim direction directing respondent Nos.3 and 4 not to dispossess the petitioner from her plot covered by registered sale deed dated 01.08.1986 vide document No.1537 of 1986 without following due process of law.

Post on 30.06.2022.

//TRUE COPY//

Sd/- G.SIREESHA
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Panchayat Raj and Rural Development, State of Telangana, Secretariat Buildings, Secretariat, Hyderabad
2. The District Panchayat Raj Officer, Yadadri Bhuvanagiri District (Nalgonda)
3. The Mandal Praja Parishad Development Officer, Bibinagar Mandal, Bibinagar, Yadadri Bhuvanagiri District (Nalgonda)
4. The Panchayat Secretary, Gram Panchayat, Jiyapally Village, Jiyapally Bibinagar Mandal, Yadadri Bhuvanagiri District (Nalgonda) (addresses 1 to 4, by RPAD- along with a copy of petition and affidavit)
5. One CC to SRI. A JAGAN Advocate [OPUC]
6. Two CCs to GP FOR PANCHAYAT RAJ RURAL DEV, High Court for the State of Telangana, at Hyderabad. [OUT]
7. One spare copy

HIGH COURT

MSKJ

DATED:29/04/2022

NOTE: POST ON 30.06.2022

NOTICE BEFORE ADMISSION

WP.No.23024 of 2022

INTERIM DIRECTION

