



2022:TSHC:22631

**HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)**

**THURSDAY, THE SEVENTH DAY OF APRIL
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE DR. JUSTICE G.RADHA RANI

WRIT PETITION NO: 15938 OF 2009

Between:

Parvez Ahmed Khan, S/o. Late Sr Manzoor Ahmed Khan, Business,
R/o. H.No. 16-2-35/1, Akbar Bagh, Malakpet, Hyderabad. r/o. K.F.S. Hospital,
Post Box # 15215 Bamam - 31444

...PETITIONER

AND

1. The Chief Executive Officer, Cantonment Board, Secunderabad.
2. Amaravathi Co-operative Housing Society, Having office at 24, Eneald House, Secunderabad, Rep by its Secretary, D. Avanindra Kumar

...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 writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the inaction of the respondents in not permitting the petitioner to raise construction and also not rectifying the original sanction layout or Demarcate Petitioner's Plot No.4 with a revised sanction plan in respect of Plot No. 4 situated at Amaravathi Co-operative Housing Society Ltd. (Retd TAB No. 353) Admeasuring 380 sq. yards covered by Sy.No. 127 and 129/1 of Thokatta Village, Secunderabad (bounded on North 30 feet wide road, South : plot No. 6 & 7, East : Plot No. 5 and West : 30 feet wide road) despite the representation made on dated 21-10-2008 as arbitrary, high-handed and illegal and consequently direct the respondent No. 1 to consider the representations dated 21-10-2008 and 23-12-2008.

**WPMP. NO: 20907 OF 2009**

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 direct the respondent to consider the representation dated 21-10-2008 and 23-12-2008 submitted by the petitioner.

WVMP. NO: 3476 OF 2009**Between:**

1. The Chief Executive Officer, Cantonment Board, Secunderabad.

...PETITIONER/RESPONDENT No.1

AND

1. Parvez Ahmed Khan, S/o. Late Sr Manzoor Ahmed Khan, Business, R/o. H.No. 16-2-35/1, Akbar Bagh, Malakpet, Hyderabad. r/o. K.F.S. Hospital, Post Box # 15215 Bamam – 31444

...RESPONDENT/PETITIONER

2. Amaravathi Court Order-operative Housing Society, Having office at 24, Emerald House, Secunderabad, Rep by its Secretary, D. Avanindra Kumar

...RESPONDENT/RESPONDENT

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 vacate the interim order granted in WPMP NO 20907 of 2009 in WP No. 15938 of 2009 dt 05-8-2009.

Counsel for the Petitioner : SRI. MIR WAJID ALI KAMIL

Counsel for the Respondent No. 1 : N RAJESHWAR RAO(ASST SOL GEN)

Counsel for the Respondent No.2 : K.R KOTESWERA RAO(SR SC FOR CANTONMENT)

The Court made the following: ORDER



2022:TSHC:22631

THE HON'BLE Dr. JUSTICE G. RADHA RANI

WRIT PETITION No. 15938 of 2009

ORDER:

No representation on behalf of the petitioner.

2. Learned Standing counsel representing Cantonment Board, Secunderabad-respondent No.1 submits that the counter along with vacate stay petition was filed and this Court vide orders dated 05.08.2009 granted interim direction. He further submits that on considering the representations dated 21.10.2008 and 23.12.2008, a speaking order was passed in the year 2009 itself, Therefore, nothing survives for adjudication in this writ petition.

3. In view of said submissions, this writ petition is closed.

4. Miscellaneous petitions, if any, pending in this Petition, shall stand closed.

//TRUE COPY//

**SD/-K.VENKAIAH
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to Sri Mir Wajid Ali Kamil, Advocate [OPUC]
2. One CC to Sri N. Rajeshwar Rao (AST SOL GEN), [OPUC]
3. One CC to Sri K. R. Koteswera Rao (SR SC for Cantonment) [OPUC]
4. Two CD Copies
5. One spare Copy

GK

SW



2022:TSHC:22631

HIGH COURT

DATED:07/04/2022



ORDER

WP.No.15938 of 2009

**CLOSING THE WRIT PETITION
WITHOUT COSTS**

6
MA
1/8/22