

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

MONDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 17337 OF 2024

Between:

1. N S D PRASAD RAO, S/o Late Sri N.K. Rao
2. N. AMRUTHA RANI, W/o Dr N. S. D. Prasad Rao
3. Dr. N. PRATHYUSHA CHOUDHARY, D/o Dr N. S. D. Prasad Rao

Petitioners

AND

1. The State of Telangana, Represented by the Principal Secretary to Government, Revenue (R and S), Telangana State, Secretariat, Hyderabad 500029 T.G.
2. The Commissioner and Inspector General of Stamp and Registration, 5-3-953, Nizam Shahi Rd, Mozamjahi Market, Herza Estate, Risala Abdullah Colony, Jam Bagh, Hyderabad 500095, T.G.
3. The District Registrar, Medchal Malkajgiri District, Medchal, Secunderabad 501401, T.G.
4. The Sub-Registrar, Kukatpally, Door No. Plot No. 5, Opp. IDPL, Balanagar Village. Mandal. Balanagar, Hyderabad T.G.
5. The Commissioner, Greater Hyderabad Municipal Corporation, Tank bund Complex, Hyderabad 500029 T.G.
6. The Chief City Planner, Greater Hyderabad Municipal Corporation, Tank bund Complex, Hyderabad 500029 T.G,
7. The Zonal Commissioner, Greater Hyderabad Municipal Corporation, Circle No 24, Kukatpally Division, Rama Rao Nagar, Moti Nagar, Hyderabad 500018 T.G.
8. WHITE WATERS CONSTRUCTIONS (P) Ltd, having its registered office at E-11, Vikramपुरi Colony, Karkhana, Secunderabad -500 003, T.S., Represented by its Director, AJAY SALIKE S/o Salike Prakash Rao.
9. JANAPRIYA ENGINEERS SYNDICATE (P) Ltd., having its registered office at 8-2-120/86, 8-2-120/86/1, Plot No. 11 and 12, Keerthi and Pride Towers, Road No. 2, Banjara hills, Hyderabad-500034, T.S., Represented by its Chairman Sri. K. RAVINDER REDDY, S/o. Late Sri. K. Purushotham Reddy

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 particularly in the nature of the writ of mandamus, directing the Respondent Nos 4 herein to cancel the Rectification Deed in Registered Document No 4758 of 2023 dated 19-06-2023 of the office of the Respondent No 4 and assigned the Identification No 151514758 for Scanning on 20-06- 2023 as void and non-est which unilaterally purports to cancel and modify the Registered Gift Deed executed by the Respondent No 8 in favour of Respondent No 5, in Registered Gift Deed No 3845 of 2020, dated 13-07-2020, and assigned Identification No 1-11511-3845, delineating lands gifted for the purpose of approach road, to a residential complex constructed by the Respondent No 8 herein, under Rule 26(k(0) of the T.S. Rules under the Registration Act

IA NO: 1 OF 2024

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 in the interregnum to order and direct the suspension of the Rectification Deed" in Registered Document No 4758 of 2023, dated 19-06-2023, of the office of the Respondent No 4 and assigned the Identification No 151514758 for Scanning on 20-06-2023 Pending disposal of WP 17337 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of Sri SAROSH SAM BASTAWALA, Advocate for the Petitioners, GP FOR REVENUE, Advocate for the Respondents and the Court made the following.

ORDER

Today when the matter has been taken up for hearing, learned counsel for the petitioner submits that the petitioner's land has been affected by virtue of rectification deed, vide Document No.4758 of 2023, dated 19.06.2023 in favour of GHMC.

Sri M.Dhananjay Reddy, learned standing counsel for GHMC appearing for respondent Nos.5 to 7 submits that respondent authorities has issued notice, dated 08.10.2024 to respondent No.8 and the respondent No.8 has also replied to the said notice and the respondent authorities will consider the reply filed by respondent No.8 and pass appropriate orders.

At this stage, learned counsel for the petitioner submits that petitioner has also made representation before respondent authorities and pray this Court to direct the respondent authorities to consider the petitioner's representation before passing orders on notice dated 08.10.2024.

Sri M.Dhananjay Reddy, learned standing counsel for GHMC did not raise any objection.

Recording the said submission, respondent authorities are directed to consider the petitioner's representation, if already made and pass appropriate order on the notice, dated 08.10.2024 in accordance with law.

Needless to say, if the petitioner has not made any representation, the respondent authorities are at liberty to pass appropriate orders in accordance with law.

SD/-MOHD.ISMAIL
ASSISTANT REGISTRAR

//TRUE COPY//

11/1/24

SECTION OFFICER

To,

1. The Principal Secretary to Government, State of Telangana, Revenue (R and S), Telangana State, Secretariat, Hyderabad 500029 T.G.
2. The Commissioner and Inspector General of Stamp and Registration, 5-3-953, Nizam Shahi Rd, Mozamjahi Market, Herza Estate, Risala Abdullah Colony, Jam Bagh, Hyderabad 500095, T.G.
3. The District Registrar, Medchal Malkajgiri District, Medchal, Secunderabad 501401, T.G.

4. The Sub-Registrar, Kukatpally, Door No. Plot No. 5, Opp. IDPL, Balanagar Village. Mandal. Balanagar, Hyderabad T.G.
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10. One CC to SRI SAROSH SAM BASTAWALA, Advocate [OPUC]
11. Two CCs to GP FOR REVENUE, High Court at Hyderabad.
[OUT]
12. One spare copy

HIGH COURT

NVSKJ

DATED:11/11/2024

ORDER

WP.No.17337 of 2024

DIRECTION

