

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

MONDAY, THE EIGHTH DAY OF JUNE  
TWO THOUSAND AND TWENTY SIX

**:PRESENT:**

**THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA**

**WP NO: 17363 OF 2026**

**Between:**

1. Mohd. Moulana, S/o. Mohd. Ghouse.
2. Mohd. Ghouse Pasha, S/o. Mohd. Moulana.

**.....PETITIONERS**

**AND**

1. Union of India, Rep. by its Secretary, Ministry of Road Transport and Highways, Transport Bhavan, Gokul Nagar, Sansad Marg Area, New Delhi - 110001.
2. The State of Telangana, Rep. by its Principal Secretary, Revenue Department (Land Acquisition), Secretariat, Hyderabad.
3. National Highway Authority of India, Rep. by its Regional Officer, Regional Office, Hyderabad, O/o. Ministry of Roads Transport and Highways (MoRTH), 8-2-269/S/94, Plot No.94, 3rd and 4th Floors, Road No.2, Sagar Society, Banjara Hills, Hyderabad - 500 034.
4. National Highway Authority of India, Rep. by its Project Director, Project Implementation Unit (PIU), O/o. Door No.6-1-16/89, Mamtha Hospital Road, Near Krishnaveni College, Kaviraj Nagar, Khammam, Telangana 507 002.
5. The District Collector (Land Acquisition), Khammam District.
6. The Revenue Divisional Officer-cum-Land Acquisition Officer, Khammam, Khammam District.
7. The Tahsildar, Khammam Rural Mandal, Khammam District.
8. The Engineer-in-Chief, Roads and Buildings, NH Circle, Erramanzil Colony, Telangana State.
9. The Superintending Engineer, Roads and Buildings, NH Circle, Erramanzil, Hyderabad 500082.
10. The Executive Engineer, Roads and Buildings, NH Circle, Erramanzil, Hyderabad - 500082.
11. The Circle Inspector of Police, Khammam Rural, Khammam District.

12. The Sub-Inspector of Police,, Khammam Rural, Khammam District.

13. M/s. GVR Constructions Company Ltd, Kaviraj Nagar, Opp. District Court, Khammam Town, Khammam District. Rep. by its Managing Partner, Garikepati Venkateshwar Rao.

**.....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 declaring the action of the official respondents in dispossessing the petitioners from their patta lands of the 1st petitioner admeasuring Ac.3.20 gts affecting 40 feet width and 400 meters length in Sy.No.64 and admeasuring Ac.3.03 gts in Sy.No.65 affecting 30 feet width and 150 meters length and the 2nd petitioner's land admeasuring Ac.0.20 gts affecting 30 feet width and 150 meters length in Sy.No.64 situated at Edulapuram Revenue Village, Khammam Rural Mandal, Khammam District under the guise of widening of link road of National Highway 365-A connecting from Naidupeta Circle to M. Venkatayapalem, Khammam Rural Mandal distance of 6 KMs to the National Highway 365 proceeding from Kodada to Mahabubabad, by encroaching into petitioners land, deviating from the existing alignment of ZP Road, without issuing notice, without issuing any notification under Land Acquisition Act, without paying compensation, without consent of the petitioners, without following due process of law and without giving opportunity, as illegal, arbitrary, illegal, arbitrary, against to principles of natural justice, violation of provisions of National Highway Act, 1956, violation of provisions of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (RFCTLARR) and violations of Articles 14, 19, 21 and 300-A of the Constitution of India and consequently direct the official respondents not to interfere into the petitioners above subject lands without following due process of law.

**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 support of the writ petition, the High Court may be pleased to direct the official respondents not to take coercive steps to encroach into the 1st petitioner's patta land admeasuring Ac.3.20 gts affecting 40 feet width and 400 meters length in Sy.No.64 and admeasuring Ac.3.03 gts in Sy.No.66 affecting 30 feet width and 150 meters length and the 2nd petitioner's land admeasuring Ac.0.20 gts affecting 30 feet width and 150 meters length in Sy.No.64 situated at Edulapuram Revenue Village, Khammam Rural Mandal, Khammam District under the guise of widening of link road of National Highway 365-A connecting from Naidupeta Circle to M. Venkatayapalem, Khammam Rural Mandal distance of 6 KMs to the National Highway 365 proceeding from Kodada to Mahabubabad, without following due process of law, without notice, without paying compensation and without giving opportunity of hearing, pending disposal of WP No 17363 of 2026, 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 KADARU PRABHAKAR RAO Advocate for the Petitioners, Ms. N.V.R. RAJYA LAKSHMI, Central Government Standing Counsel representing SRI N. BHUJANGA RAO, DEPUTY SOLICITOR GENERAL OF INDIA for the Respondent no.1, GP FOR REVENUE for the Respondents no. 2, 5, 6 and 7, SRI M. RAMU, Standing Counsel for NATIONAL HIGH WAY AUTHORITY OF INDIA

for the Respondent Nos. 3 and 4, GP FOR ROADS AND BUILDINGS for the Respondents no. 8 to 10 and GP FOR HOME for the Respondents no. 11 and 12, the Court made the following.

**ORDER:**

**Heard Mr.Kadaru Prabhakar Rao, learned counsel for the petitioner.**

**Ms.N.V.R.Rajya Lakshmi, learned Central Government Standing Counsel representing Mr.N.Bhujanga Rao, learned Deputy Solicitor General of India takes notice on behalf of respondent No.1.**

**Learned Government Pleader for Revenue takes notice on behalf of respondent Nos.2, 5, 6 and 7.**

**Mr.M.Ramu, learned standing counsel for National Highway Authority of India takes notice on behalf of respondent Nos.3 and 4.**

**Learned Government Pleader for Roads and Buildings takes notice on behalf of respondent Nos.8 to 10.**

**Learned Government Pleader for Home takes notice on behalf of respondent Nos.11 and 12.**

**Mr.M.Ramu, learned standing counsel for NHAI submits that the laying of road work was being done by the State Government Roads and Building Department (National Highway Division) and the National Highway Authority of India is in no way concerned with the said laying of road.**

**The main grievance of the petitioners is that the Executive Engineer, N.H.Division, Khammam has issued a letter dated 23.05.2024 stating that if any additional land is required for acquisition, they would follow due procedure such as issuance of notices, calling for objections and payment of compensation etc., as contemplated under the Act and that respondent authorities were not following their own proceedings and are laying road by acquiring petitioners lands. Learned counsel has also placed copy of photographs in support of his case.**

**Ms.N.V.R.Rajya Lakshmi, learned standing counsel for Central Government, on instructions, would submit that no land of petitioners has been acquired in the process of laying the road.**

**The matter requires detailed examination.**

**Post the matter on 22.06.2026 for filing counters by all the respondents.**

**Though, the letter of the Executive Engineer is in force, the respondent authorities are high-handedly laying the road without following the due procedure as**

contemplated under law, accordingly, there shall be interim direction to respondent authorities not to take any coercive steps against the petitioners' land is concerned for a period of two (2) weeks.

Sd/- A.SREENIVASA REDDY  
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Secretary, Ministry of Road Transport and Highways, Transport Bhavan, Gokul Nagar, Sansad Marg Area, Union of India, New Delhi - 110001.
2. The Principal Secretary, Revenue Department (Land Acquisition), Secretariat, State of Telangana, Hyderabad.
3. The Regional Officer, National Highway Authority of India,, Regional Office, Hyderabad, O/o. Ministry of Roads Transport and Highways (MoRTH), 8-2-269/S/94, Plot No.94, 3rd and 4th Floors, Road No.2, Sagar Society, Banjara Hills, Hyderabad - 500 034.
4. The Project Director, National Highway Authority of India, Project Implementation Unit (PIU), O/o. Door No.6-1-16/89, Mamtha Hospital Road, Near Krishnaveni College, Kaviraj Nagar, Khammam, Telangana 507 002.
5. The District Collector (Land Acquisition),, Khammam District.
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8. The Engineer-in-Chief, Roads and Buildings, NH Circle, Erramanzil Colony, Telangana State.
9. The Superintending Engineer, Roads and Buildings, NH Circle, Erramanzil, Hyderabad 500082.
10. The Executive Engineer, Roads and Buildings, NH Circle, Erramanzil, Hyderabad - 500082.
11. The Circle Inspector of Police, Khammam Rural, Khammam District.
12. The Sub-Inspector of Police, Khammam Rural, Khammam District.
13. Garikepati Venkateshwar Rao, Managing Partner, M/s. GVR Constructions Company Ltd, Kaviraj Nagar, Opp. District Court, Khammam Town, Khammam District.  
(Addressees 1 to 13 BY SPAD)
14. One CC to SRI KADARU PRABHAKAR RAO Advocate [OPUC]
15. Two CCs to GP FOR ROADS AND BUILDINGS, High Court at Hyderabad.[OUT]
16. Two CCs to GP FOR REVENUE, High Court at Hyderabad.[OUT]
17. Two CCs to GP FOR HOME, High Court at Hyderabad.[OUT]
18. One spare copy

**HIGH COURT**

**NBK, J**



**DATED: 08-06-2026**

**POST THE MATTER ON 22.06.2026 FOR FILING COUNTERS BY ALL THE RESPONDENTS.**

**ORDER**

**WP.No.17363 of 2026**

**INTERIM DIRECTION**