

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

TUESDAY, THE FIRST DAY OF OCTOBER TWO THOUSAND AND NINETEEN

:PRESENT:
THE HONOURABLE SRI JUSTICE CHALLA KODANDA RAM

IA No. 1 OF 2019
IN
WP NO: 19301 OF 2019

**Between:**

1. Sri Bobba Prasad, S/o late B.V.Rao.
2. T.Umesh, S/o. T.V. Narasimha Rao
3. K.Jagdishwar Rao, S/o. Late K. Venkat Rao
4. M.Laxman Rao, S/o. Late M. Rama Kotaiah.
5. D.S.Prasad, S/o. Late D. Mrutanjaya Rao
6. A.V.Subhash, S/o Late Venkataramaiah.
7. Smt.M.Ranga Nayakamma, W/o Late M.V.Rao
8. R.Jayanthi, D/o Late Dr.A.Ramachandran.
9. M.S.Rao, S/o Late N.V.Rao
10. Koka Venkateshwara Rao, S/o Sri. Koka Jagannatha Rao

...Petitioners

(Petitioners in WP 19301 OF 2019
on the file of High Court)

AND

1. State of Telangana, Rep by its Principal Secretary, Department of Municipal Administrator and Urban Development department, Secretariat Building, Hyderabad.
2. Greater Hyderabad Municipal Corporation (GHMC), Having its Offices at next to BRKR Bhavan, Tankbund, Hyderabad represented by its Commissioner
3. Assistant Commissioner of Police, Panjagutta Division, Panjagutta Hyderabad
4. The President, Dwarakapuri Colony and Hindi Nagar Colony Association, Hindi Nagar, Hyderabad
5. Mr.Chandramouli, S/o Not known to the Petitioners, Aged about 50 Years Tenant of H.No.6-3-354/8/2/F, Hindi Nagar Colony, Panjagutta, Hyderabad.
6. K.Vishnu Kumar Raju, S/o. Dr. K.S.N. Raju, Aged 50 years, H.No.6-3-354/8/2/F, Hindi Nagar Colony, Panjagutta, Hyderabad

...Respondents

(Respondents in-do-)

Counsel for the Petitioners : Sri K V SIVA PRASAD**Counsel for the Respondent NO.1: GP FOR MCPL ADMN URBAN DEV (TG)****Counsel for the Respondent No.2 : Sri L.Venkateswara Rao.****Counsel for the Respondent No.3 : GP for Home.**

Petition under Section 151 CPC 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 2nd & 3rd Respondents to stop all ongoing works to set up Boys Hostel by the 5th and 6th Respondents herein including running of a Hostel in the above said Premises bearing H.No.6-3-354 /8 / 2/F, Hindi Nagar Colony, Panjagutta, Hyderabad, pending disposal of WP No. 19301 of 2019, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER:

The Writ Petition is filed objecting conversion of residential premises owned by the 6th respondent into a hostel by the 5th respondent. Section 428 (2),(3) and (4) of the Greater Hyderabad Municipal Corporation Act, 1955 mandates prior permission for conversion of a property for the use other than the purposes for which it was originally sanctioned. As it is the assertion of the

petitioners that Respondents 5 and 6 are in the process of converting the property into hostel, the official respondents shall take into consideration the objections raised by the petitioners on 17.08.2019 and ensure no violation is made by Respondents 5 and 6. Respondents 5 and 6 shall also not convert the subject property and utilize the same for any other purposes other than the one for which it was intended to at the time of applying for building permission, without obtaining permission as required under the law.

Notice.

//TRUE COPY//

SD/- CH.VENKATESWAR
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Department of Municipal Administrator and Urban Development department, State of Telangana, Secretariat Building, Hyderabad.
2. The Commissioner, Greater Hyderabad Municipal Corporation (GHMC), Having its Offices at next to BRKR Bhavan, Tankbund, Hyderabad
3. Assistant Commissioner of Police, Panjagutta Division, Panjagutta Hyderabad
4. The President, Dwarakapuri Colony and Hindi Nagar Colony Association, Hindi Nagar, Hyderabad
5. Mr.Chandramouli, Aged about 50 Years Tenant of H.No.6-3-354/8/2/F, Hindi Nagar Colony, Panjagutta, Hyderabad.
6. K.Vishnu Kumar Raju, S/o. Dr. K.S.N. Raju, Aged 50 years, H.No.6-3-354/8/2/F, Hindi Nagar Colony, Panjagutta, Hyderabad(1 to 6 By RPAD)
7. One CC to SRI K V SIVA PRASAD, Advocate [OPUC]
8. Two CCs to GP FOR MCPL ADMN URBAN DEV (TG), High Court at Hyderabad. [OUT]
9. Two CCs to GP FOR Home (TG), High Court at Hyderabad. [OUT]
10. One spare copy

HIGH COURT

CKR,J

DATED:01/10/2019

ORDER

I.A.NO.1 OF 2019
IN
WP.No.19301 of 2019

DIRECTION

