

HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABADTHURSDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND TWENTY THREE

PRESENT

THE HON'BLE MRS JUSTICE SUREPALLI NANDA

I.A.NOS. 1, 2 & 3 OF 2023

IN

WRIT PETITION NO: 22245 OF 2010I.A.NO.1 OF 2023:

Between:

1. Yacharam Sailu (died) per LRs *petitioner II*
2. Yacharam Sailamma, W/o. Late Yacharam Sailu, aged about 61 years.
3. Yacharam Mallesh, S/o. Late Yacharam Sailu, aged about 46 years,
4. Yacharam Ganesh, S/o. Late Yacharam Sailu, aged about 37 years.

(All are R/o. H.No.6-23/4, Bairagiguda Village, Kandukur Mandal, Ranga Reddy District).

(Petitioners 2 to 4 herein are brought on record as legal representatives of the deceased petitioner No.11 as per C.O. dated 02.12.2022 in I.A.No.3 of 2022)

...Petitioners/Petitioners 16 to 18.

And

1. Joint Collector – I, Ranga Reddy District at Hyderabad.
2. The Revenue Divisional Officer, Ranga Reddy East Division, Goshamahal, Hyderabad.
3. Penjarla Santosh, S/o. Laxman Yadav, aged about 40 years, Occupation: Agriculture.
4. Penjarla Kiran, S/o. Laxman Yadav, aged about 38 years, Occupation: Agriculture.

(Respondent No.3 and 4 are R/o. H.No.23-6-61/1, Hari Bowli, Shalibanda, Hyderabad).

5. Jitta Rahul Reddy, S/o. Yadava Reddy, aged about 40 years, Occupation: Business, R/o. H.No.9-9-16, Reddy Colony, Champapet, Hyderabad.

...Respondents/Respondents

6. Gulvi Danaiah, S/o. Pentaiah, aged about 62 years, Occupation: Agriculture.

7. Gulvi Jangaiah, S/o. Pentaiah, aged about 67 years, Occupation: Agriculture.

8. Gulvi Yadaiah, S/o. Pentaiah, aged about 60 years, Occupation: Agriculture.

9. Gulvi Narsimha, S/o. Pentaiah, aged about 50 years, Occupation: Agriculture.

10. Gulvi Balaiah, S/o. Pentaiah, aged about 65 years, Occupation: Agriculture.

11. Palsa Srisailam, S/o. China Sathaiah, aged about 62 years, Occupation: Agriculture.

12. Palsa Narsimha, S/o. China Sathaiah, aged about 59 years, Occupation: Agriculture.

13. Palsa Chandraiah, S/o. China Sathaiah, aged about 57 years, Occupation: Agriculture.

14. Yacharam Maisaiah, S/o. Jangaiah, aged about 67 years, Occupation: Agriculture.

15. Yacharam Pentaiah, S/o. Jangaiah, aged about 62 years, Occupation: Agriculture.

16. Yacharam Mallesh (died) per LR Respondents No.20 to 22 herein

17. Machala Ramulu (died) per LR respondent No.23 to 27 herein

18. Singa Sujamma, W/o. Sathaiah, aged about 62 years, Occupation: Agriculture.

19. Ruz Mohammed Khan, S/o. Habeeb Khan, aged about 64 years, Occupation: Agriculture

(Respondent No.6 to 19 are R/o. Lemoor Village, Kandukur Mandal, Ranga Reddy District)

20. Yacharam Jangamma, W/o. Late Yacharam Mallesh, aged about 62 years,

21. Yacharam Ashok, S/o. Late Yacharam Mallesh, aged about 34 years,

22. Yacharam Anil, S/o. Late Yacharam Mallesh, aged about 30 years.

(Respondents No.20 to 21 are R/o. H.No.6-9, Bairagiguda village, Kandukur Mandal, Ranga Reddy District)

23. Manchala Jangaiah, S/o. Late Manchala Ramulu, aged about 48 years.

24. Manchala Yadaiah, S/o. Late Manchala Ramulu, aged about 45 years.

25. Manchala Venkatesh, S/o. Late Manchala Ramulu, aged about 39 years.

26. Manchala Ravi, S/o. Late Manchala Ramulu, aged about 37 years.

27. Manchala Srinivas, S/o. Late Manchala Ramulu, aged about 30 years.

(Respondents No.23 to 27 are R/o. 6-23/1, Bairagiguda, Lemoor Village, Kandukur Mandal, Ranga Reddy District).

...Respondents/Writ Petitioners 1 to 12, 14 and 15, 19 to 26

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 permit to withdraw the WP in so far as the petitioner Nos.16 to 18 are concerned as they are not interested in pursuing the WP any further and grant such other relief as it deems fit in the circumstances of the case

I.A.NO.2 OF 2023:

Between:

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1. Yacharam Mallesh (died) per LRS
 2. Yacharam Jangamma, W/o. Late Yacharam Mallesh, aged about 62 years,
 3. Yacharam Ashok, S/o. Late Yacharam Mallesh, aged about 34 years,
 4. Yacharam Anil, S/o. Late Yacharam Mallesh, aged about 30 years.

(All are R/o. H.No.6-9, Bairagiguda village, Kandukur Mandal, Ranga Reddy District)

(Petitioners 2 to 4 herein are brought on record as legal representatives of the deceased petitioner No.12 as per C.O. dated 02.12.2022 in I.A.No.4 of 2022)

...Petitioners/Petitioners 19 to 21

And

1. Joint Collector – I, Ranga Reddy District at Hyderabad.
2. The Revenue Divisional Officer, Ranga Reddy East Division, Goshamahal, Hyderabad.
3. Penjarla Santosh, S/o. Laxman Yadav, aged about 40 years, Occupation: Agriculture.
4. Penjarla Kiran, S/o. Laxman Yadav, aged about 38 years, Occupation: Agriculture.

(Respondent No.3 and 4 are R/o. H.No.23-6-61/1, Hari Bowli, Shalibanda, Hyderabad).

5. Jitta Rahul Reddy, S/o. Yadava Reddy, aged about 40 years,
Occupation: Business, R/o. H.No.9-9-16, Reddy Colony,
Champapet, Hyderabad.

...Respondents/Respondents

6. Gulvi Danaiah, S/o. Pentaiah, aged about 62 years,
Occupation: Agriculture.

7. Gulvi Jangaiah, S/o. Pentaiah, aged about 67 years,
Occupation: Agriculture.

8. Gulvi Yadaiah, S/o. Pentaiah, aged about 60 years,
Occupation: Agriculture.

9. Gulvi Narsimha, S/o. Pentaiah, aged about 50 years,
Occupation: Agriculture.

10. Gulvi Balaiah, S/o. Pentaiah, aged about 65 years,
Occupation: Agriculture.

11. Palsa Srisailam, S/o. China Sathaiah, aged about 62 years,
Occupation: Agriculture.

12. Palsa Narsimha, S/o. China Sathaiah, aged about 59 years,
Occupation: Agriculture.

13. Palsa Chandraiah, S/o. China Sathaiah, aged about 57 years,
Occupation: Agriculture.

14. Yacharam Maisaiah, S/o. Jangaiah, aged about 67 years,
Occupation: Agriculture.

15. Yacharam Pentaiah, S/o. Jangaiah, aged about 62 years,
Occupation: Agriculture.

16. Yacharam Sailu (died) per LR Respondents No.20 to 22

17. Machala Ramulu (died) per LR respondent No.23 to 27
herein

18. Singa Sujamma, W/o. Sathaiah, aged about 62 years,
Occupation: Agriculture.

19. Ruz Mohammed Khan, S/o. Habeeb Khan, aged about 64
years, Occupation: Agriculture

(Respondent No.6 to 19 are R/o. Lemoor Village, Kandukur
Mandal, Ranga Reddy District)

20. Yacharam Sailamma, W/o. Late Yacharam Sailu, aged about 61 years,

21. Yacharram Mallesh, S/o. Late Yacharam Sailu, aged about 46 years,

22. Yacharam Ganesh, S/o. Late Yacharam Sailu, aged about 37 years,

(Respondents No.20 to 22 herein are R/o. H.No.6-23/4, Bairagiguda village, Kandukur Mandal, Ranga Reddy District).

23. Manchala Jangaiah, S/o. Late Manchala Ramulu, aged about 48 years.

24. Manchala Yadaiah, S/o. Late Manchala Ramulu, aged about 45 years.

25. Manchala Venkatesh, S/o. Late Manchala Ramulu, aged about 39 years.

26. Manchala Ravi, S/o. Late Manchala Ramulu, aged about 37 years.

27. Manchala Srinivas, S/o. Late Manchala Ramulu, aged about 30 years.

(Respondents No.23 to 27 are R/o. 6-23/1, Bairagiguda, Lemoor Village, Kandukur Mandal, Ranga Reddy District).

...Respondents/Writ Petitioners 1 to 12, 14 and 15, 16 to 18, 22 to 26

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 permit to withdraw the WP in so far as the petitioner Nos.19 to 21 are concerned as they are not interested in pursuing the WP any further and grant such other relief as it deems fit in the circumstances of the case

I.A.NO.3 OF 2023:

Between:

1. Manchala Ramulu (died) per LR
2. Manchala Jangaiah, S/o. Late Manchala Ramulu, aged about 48 years.
3. Manchala Yadaiah, S/o. Late Manchala Ramulu, aged about 45 years.
4. Manchala Venkatesh, S/o. Late Manchala Ramulu, aged about 39 years.
5. Manchala Ravi, S/o. Late Manchala Ramulu, aged about 37 years.
6. Manchala Srinivas, S/o. Late Manchala Ramulu, aged about 30 years.

(All R/o. 6-23/1, Bairagiguda, Lemoor Village, Kandukur Mandal, Ranga Reddy District).

(Petitioners 2 to 6 herein are brought on record as legal representatives of the deceased petitioner No.13 as per C.O. dated 02.12.2022 in I.A.No.5 of 2022)

...Petitioners/Petitioners 22 to 26

And

1. Joint Collector – I, Ranga Reddy District at Hyderabad.
2. The Revenue Divisional Officer, Ranga Reddy East Division, Goshamahal, Hyderabad.
3. Penjarla Santosh, S/o. Laxman Yadav, aged about 40 years, Occupation: Agriculture.
4. Penjarla Kiran, S/o. Laxman Yadav, aged about 38 years, Occupation: Agriculture.

(Respondent No.3 and 4 are R/o. H.No.23-6-61/1, Hari Bowli, Shalibanda, Hyderabad).

5. Jitta Rahul Reddy, S/o. Yadava Reddy, aged about 40 years, Occupation: Business, R/o. H.No.9-9-16, Reddy Colony, Champapet, Hyderabad.

...Respondents/Respondents

6. Gulvi Danaiah, S/o. Pentaiah, aged about 62 years, Occupation: Agriculture.

7. Gulvi Jangaiah, S/o. Pentaiah, aged about 67 years, Occupation: Agriculture.

8. Gulvi Yadaiah, S/o. Pentaiah, aged about 60 years, Occupation: Agriculture.

9. Gulvi Narsimha, S/o. Pentaiah, aged about 50 years, Occupation: Agriculture.

10. Gulvi Balaiah, S/o. Pentaiah, aged about 65 years, Occupation: Agriculture.

11. Palsa Srisailam, S/o. China Sathaiah, aged about 62 years, Occupation: Agriculture.

12. Palsa Narsimha, S/o. China Sathaiah, aged about 59 years, Occupation: Agriculture.

13. Palsa Chandraiah, S/o. China Sathaiah, aged about 57 years, Occupation: Agriculture.

14. Yacharam Maisaiah, S/o. Jangaiah, aged about 67 years, Occupation: Agriculture.

15. Yacharam Pentaiah, S/o. Jangaiah, aged about 62 years, Occupation: Agriculture.

16. Yacharam Sailu (died) per LR Respondents No.20 to 22 *herein*

17. Yacharam Mallesh (died) per LRs i.e, Respondent No.23 to 25 *herein*.

18. Singa Sujamma, W/o. Sathaiah, aged about 62 years, Occupation: Agriculture.

19. Ruz Mohammed Khan, S/o. Habeeb Khan, aged about 64 years, Occupation: Agriculture

(Respondent No.6 to 19 are R/o. Lemoor Village, Kandukur Mandal, Ranga Reddy District)

20. Yacharam Sailamma, W/o. Late Yacharam Sailu, aged about 61 years,

21. Yacharam Mallesh, S/o. Late Yacharam Sailu, aged about 46 years,

22. Yacharam Ganesh, S/o. Late Yacharam Sailu, aged about 37 years,

(Respondents No.20 to 22 herein are R/o. H.No.6-23/4, Bairagiguda village, Kandukur Mandal, Ranga Reddy District).

23. Yacharam Jangaiah, W/o. Late Yacharam Mallesh, aged about 62 years.

24. Yacharam Ashok, S/o. Late Yacharam Mallesh, aged about 34 years.

25. Yacharam Anil, S/o. Late Yacharam Mallesh, aged about 30 years.

(Respondent No.23 to 25 herein are R/o. H.No.6-9, Bairagiguda village, Kandukur Mandal, Ranga Reddy District).

...Respondents/Writ Petitioners 1 to 12, 14 and 15, 16 to 21

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 permit to withdraw the WP in so far as the petitioner Nos 22 to 26 are concerned as they are not interested in pursuing the WP any further and grant such other relief as it deems fit in the circumstances of the case

WP NO: 22245 OF 2010

Between:

1. Gulvi Danaiah, S/o. Pentaiah
2. Gulvi Jangaiah, S/o. Pentaiah
3. Gulvi Yadaiah, S/o. Pentaiah
4. Gulvi Narsimha, S/o. Pentaiah
5. Gulvi Balaiah, S/o. Pentaiah
6. Palsa Srisailam, S/o. China Sathaiah
7. Palsa Narsimha, S/o. China Sathaiah
8. Palsa Chandraiah, S/o. China Sathaiah
9. Yacharam Maisaiah, S/o. Jangaiah
10. Yacharam Pentaiah, S/o. Jangaiah
11. Yacharam Sailu **(Died) Per LRs petitioners 16 to 18**
12. Yacharam Mallesh **(Died) Per LRs petitioners 19 to 21**
13. Manchala Ramulu **(Died) Per LRs petitioners 22 to 25**
14. Singa Sujamma, W/o. Sathaiah
15. Ruz Mohammed Khan, S/o. Habeeb Khan

(All are R/o. Lemur Village, Kandukur Mandal, Ranga Reddy District.)

16. Yacharam Sailamma, W/o Late Yacharam Sailu, Aged about 61 years
17. Yacharam Mallesh, S/o Late yacharam Sailu, Aged about 46 years
18. Yacharam Ganesh, S/o Late Yacharam Sailu, Aged about 37 years,
(Petitioner 16 to 18 are R/o H.No.6-23/4, Bairagiguda Village, Kandukur Mandal, Ranga Reddy District.)
(Petitioners 16 to 18 are brought on record as LRs of the deceased petitioner No.11 as per Court Order dated 02.12.2022 in I.A.No.3/2022)
19. Yacharam Jangamma W/o Late Yacharam Mallesh, Aged about 62 years
20. Yacharam Ashok, S/o Late Yacharam Mallesh, Aged about 34 years
21. Yacharam Anil S/o Late Yacharam Mallesh, Aged about 30 years

(Petitiones 19 to 21 are R/o H.No.6-9, Bairagiguda Village, Kandukur Mandal, Ranga Reddy District.)

(Petitioner Nos. 19 to 21 brought on record as LRs of the deceased petitioner No.12 as per Court Order dated 02.12.2022 in I.A.No.4/2022)

22. Machala Jangaiah, S/o Late Manchala Ramulu, Aged about 48 years
23. Manchala Yadaiah, S/o Late manchala Ramulu, Aged about 45 years
24. Manchala Venkatesh, S/o Late Manchala Ramulu, Aged about 39 years
25. Manchala Ravi, S/o Late Manchala Ramulu, Aged about 37 years
26. Manchala Srinivas, S/o Late Manchala Ramulu, aged about 30 years,

(Petitioners 22 to 26 are R/o H.No.6-23/1, Bairagiguda, Lemoor Village, Kandukur Mandal, Ranga Reddy District.)

(Petitioner Nos. 22 to 26 brought on record as LRs of the deceased petitioner No.13 as per Court Order dated 02.12.2022 in I.A.No.5/2022)

(The Writ Petition filed by the petitioners 2, 3, 9, 10, 14, 6 & 7 are dismissed as withdrawn as per Court Order dated 02.12.2022 in I.A.Nos. 1 & 2 of 2022 respectively)

(The Writ Petition against the Petitioners 16 to 26 are dismissed as withdrawn as per Court Order dated 22.06.2023 in I.A.Nos.1 to 3 of 2023)

...PETITIONERS

AND

2. The Revenue Divisional Officer, Ranga Reddy East Division Goshamahal, Hyderabad.
3. Penjarla Santosh, S/o. Laxman Yadav Agriculture R/o. H.No. 23-6-61/1, Hari Bowli, Shalibanda, Hyderabad.
4. Penjarla Kiran, S/o. Laxman Yadav Agriculture R/o. H.No. 23-6-61/1, Hari Bowli, Shalibanda, Hyderabad.
5. Jitta Rahul Reddy, S/o. Yadava Reddy Business R/o. H.No. 9-9-16, Reddy Colony, Champapet, Hyderabad.

...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 of Certiorari or any other appropriate writ and quash the order of the 1st respondent contained in Case No.F1/5869/2009, dated 17-08-2010.

These petitions coming on for hearing, upon perusing the petitions and affidavits filed in support thereof and upon hearing the arguments of M/s. Bharadwaj Associates on behalf of Petitioners in all the IAs and GP for Revenue on behalf of Respondents Nos. 1 & 2 in all IAs and of Sri P. Sri Harsha Reddy, Counsel for the Respondent Nos. 3 & 4 in all IAs and of Sri Y. Raji Reddy, Counsel for the Respondent No. 5 in all IAs, the Court made the following:

ORDER

“Heard

Taking into consideration the averments made in the affidavit filed in support of I.A.Nos.1, 2 & 3 of 2023 in W.P.No.22245 of 2010 with respect to Petitioner Nos. 16 to 18, 19 to 21 and 22 to 26 respectively, the same is ordered, as prayed for.”

SD/-K. SREERAMA MURTHY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Joint Collector - I, Ranga Reddy District at Hyderabad.
2. The Revenue Divisional Officer, Ranga Reddy East Division Goshamahal, Hyderabad.
3. The Section Officer, Writ Posting Section, High Court for the State of Telangana
4. The Section Officer, Writ Non Service Section, High court for the State of Telangana
5. One CC to M/s. Bharadwaj Associates Advocate [OPUC]
6. Two CCs to GP For Revenue, High Court for the State of Telangana. [OUT]
7. One CC to Sri P Sri Harsha Reddy Advocate [OPUC]
8. One CC to Sri Y Raji Reddy Advocate [OPUC]
9. Two CD Copies

MBC

BS



HIGH COURT

DATED: 22/06/2023

NOTE:

LIST ON 12.07.2023



COMMON ORDER

I.A.NOS. 1, 2 & 3 OF 2023

IN

WRIT PETITION NO: 22245 OF 2010

ORDERING THE IAs

&

DISMISSING THE WRIT PETITION INSOFAR AS

PETITIONER NOS. 16 TO 26 ARE CONCERNED

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11/7/23