

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

**TUESDAY, THE SIXTEENTH DAY OF JUNE
TWO THOUSAND AND TWENTY SIX**

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 18326 OF 2026

Between:

Mrs. Mallineni Padmavathi, W/o. Mr. M. Venkateswarlu, aged about.49 years,
Occ.Housewife, R/o. H.No. 9-391, Plot No.140, Shashank Enclave, Dammaiguda
Village, Keesara Mandal, Medchal-Malkajgiri District.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principle Secretary, Municipal Administration and Urban Development Department, Secretariat Buildings, Hyderabad.
2. The Malakajgiri Municipal Corporation, Rep by its Commissioner, Tarnaka, Secunderabad.
3. The Deputy Commissioner, Ghatkesar Circle-6, Uppal Zone, Malkajgiri Municipal Corporation.

...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 an appropriate Writ, Order or direction more particularly one in the Writ of Mandamus, declaring the action of the respondent No.3 issued impunged speaking orders in Notice Lr.No.MMC/GHAT/05/TP/2026 dated 11.05.2026 without issuing the showcause notice and without considering petitioner's building permission under the TS-bPASS system vide File No. 057827/MMC/03739/IABP/C6/2026, dated 14.05.2026 directed the petitioner to voluntarily remove the above unauthorised construction within(7 days) from the receipt of this notice in residential areas in Survey No. 271, situated at Sasthrinagar colony, infront of SL fabricators, Rampally village, Keesara

Mandal, Medchal-Malkajgiri Dist, under Ghatkesar Circle-6, Uppal zone, as illegal, arbitrary and one without jurisdiction and against the provisions of law and contrary rights guaranteed under 300-A of constitution of India and consequently set a side the impugned speaking orders in Notice Lr.No. Lr.No.MMC/GHAT/05/TP/2026 dated 11.05.2026 issued by the Respondent No.3 and pass

I.A. NO: 1 OF 2026

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 suspend the impugned speaking orders in Notice Lr. No. MMC/GHAT/05/TP/2026, dated 11.05.2026 issued by the Respondent No.3 pending disposal of the main Writ Petition

I.A. NO: 2 OF 2026

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 direct the Respondents, not to interfere with the lawful construction activity being carried on by the Petitioner in and over Plot No.143 (Part), admeasuring 237.46 Sq. Yards, situated in Survey No.271, Sastry Nagar Colony, Rampally Village, Keesara Mandal, Medchal-Malkajgiri District, falling under Ghatkesar Circle-6, Uppal Zone, pending disposal of the main Writ Petition

Counsel for the Petitioner: SRI. NARSI REDDY PESARA

**Counsel for the Respondent No. 1 : GP FOR MUNICIPAL ADMINISTRATION
AND URBAN DEVELOPMENT**

**Counsel for the Respondent Nos. 2&3: SRI KRISHNA REDDY PUTTA,
SC FOR MUNICIPAL CORPORATION**

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.18326 OF 2026

DATE OF ORDER: 16.06.2026

Between:

Mrs. Mallineni Padmavathi

...Petitioner

AND

The State of Telangana
Represented by its Principal Secretary
Municipal Administration and Urban Development Department,
Secretariat Buildings, Hyderabad and others

...Respondents

ORDER : (ORAL)

Heard Mr. Narsi Reddy Pesara, learned counsel for the petitioner;
Mr. Krishna Reddy Putta, learned Standing Counsel for Municipalities,
appearing for respondent Nos.2 and 3; and perused the material on record.

2. The petitioner is aggrieved by the action of respondent No.3 in issuing speaking order *vide* letter No. MM/GHAT/05/TP/2026 dated 11.05.2026, whereby the petitioner was directed to remove the alleged unauthorized commercial structure constructed on the land in Sy.No.271 of Sasthrinagar Colony (in front of SL fabricators), Rampally village, falling under Circle-06, Ghatkesar, Uppal Zone.

3. Learned counsel for the petitioner submitted that the impugned speaking order was passed without issuing any show-cause notice. It was

further submitted that on enquiry of the petitioner, it was learned that the show cause notice was issued on the neighbour of the petitioner.

4. Learned Standing Counsel for GHMC submitted that the petitioner admittedly does not have any building permission, and the speaking order was passed by issuing show cause notice, which was received by a family member of the petitioner. The petitioner subsequently applied for a provisional building permit through the TG-bPass system and provisional building permission was granted *vide* file No.057827/MMC/03739/IABP/C6/2026 dated 14.05.2026 under BuildNow platform. The title verification process in respect of the petitioner's property, based on the documents submitted by her is under consideration.

5. Learned Standing Counsel submitted that the petitioner has to commence construction of the building only after clearance is granted upon completion of post verification process and until the expiry of statutory period of 21 days available to the Corporation following the grant of provisional building permission.

6. In the light of the above facts and circumstances, it is clear that the petitioner was not granted any building permission and that she chose to apply afresh only after the speaking order dated 11.05.2026 was passed.

Therefore, this Court is not inclined to interfere with the speaking order. Accordingly the Writ Petition is disposed of directing respondent Nos.2 and 3 to complete the post verification process pursuant to the provisional building permit order dated 14.05.2026 and pass orders, in accordance with law.

7. It is made clear that the petitioner shall not proceed with any construction until final building permission is granted. However, in the interest of justice, structures standing on the subject property shall not be interfered until the petitioner's title verification is conducted and a decision is taken either granting or refusing building permission. No order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in this writ petition, stand closed.

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SD/-M. OSMAN ALI BAIG
ASSISTANT REGISTRAR

SECTION OFFICER

To,

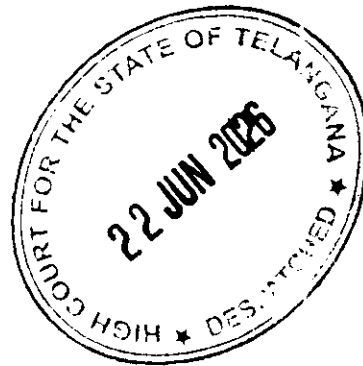
1. The Principle Secretary, Municipal Administration and Urban Development Department, Secretariat Buildings, T.S., Hyderabad.
2. The Commissioner, Malakajgiri Municipal Corporation, Tarnaka, Secunderabad.
3. The Deputy Commissioner, Ghatkesar Circle-6, Uppal Zone, Malkajgiri Municipal Corporation.
4. One CC to SRI. NARSI REDDY PESARA Advocate [OPUC]
5. Two CCs to GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT, High Court for the State of Telangana, at Hyderabad [OUT]
6. One CC to SRI. KRISHNA REDDY PUTTA, SC FOR MUNICIPAL CORPORATION [OPUC]
7. Two CD Copies

B M 
BS

CC TODAY

HIGH COURT

DATED: 16/06/2026



ORDER

WP.No.18326 of 2026

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

10 copies
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22/6/26