

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

MONDAY, THE SIXTEENTH DAY OF OCTOBER
TWO THOUSAND AND TWENTY THREE

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 21779 OF 2023

Between:

Kuthadhi Narsamma, W/o Late Advaiah, Aged about 77 years, Occ.
Agriculture, R/o H.No. 3-79, Medipally Mandal, Ranga Reddy District

Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue
(Assignment) Department, Secretariat, Hyderabad
2. The District Collector, Medchal Malkajgiri District, Malkajgiri, Hyderabad
3. The Revenue Divisional Officer, Keesara Division, Medchal Malkajgiri District
4. The Commissioner of Police, Rachakonda Commissionerate, Gachibowli,
Hyderabad
5. Hyderabad Metropolitan Development Authority, Rep. by its Commissioner,
Hyderabad
6. The Tahsildar, Medipally Mandal, Medchal Malkajgiri District

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 one in the nature of Writ of Mandamus declaring the action of the Respondents in not allotting 1000 sq.yards per acre of developed land specifically giving details of the extent of land and plots allotted to surrender 3 Acres of land of Petitioner in Sy.No. 62 of Medipally Mandal and interfering with the possession of the Petitioner without handing over developed land of 1000 sq.yards per acre in HMDA layout as per memo No. 7279/Assn.II(3)/2018-1, dt. 08.05.2018 as illegal, without jurisdiction, violative of Articles 14, 21 and 300A of the Constitution of India and consequently direct the Respondents to allot 1000 sq. yards of developed land per acre to the Petitioner i.e., 3000 sq. yards specifically giving details of extent and plots in HMDA developed land to surrender her 3 Acres of assigned land as per Memo No. 7279/ASSN.II(3)/2018-1, dt. 08.05.2018 issued by the 1st Respondent;

IA NO: 1 OF 2023

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 peaceful possess in and enjoyment of the Petitioner to an extent of 3 Acres of land in Sy.No. 62 of Medipally Village, Medchal Malkajgiri District till issuance of allotment letter allotting 3000 sq. yards of developed

land giving specific details of extent and plots in HMDA developed land in terms of Memo No. 7279/ASSN.II(3)/2018-1, dt. 08.05.2018 issued by the 1st Respondent pending disposal of WP 21779 of 2023, 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 the order of the High Court order dated 11.08.2023 made herein and upon hearing the arguments of Sri S RAHUL REDDY Advocate for the Petitioner, the Court made the following;

ORDER

Learned counsel for the petitioner submitted that as against 1000 sq. yards of developed land per acre which was promised to be allotted to the petitioner as per G.O.Ms.No.92 dated 28.01.2004 and MemoNo.7279/ Assn.II(3)/2018-1 dated 08.05.2018, the respondents have allotted 600 sq. yards per acre. Being aggrieved by the action of the respondent authorities, this writ petition was filed.

Learned counsel for the petitioner contended that because of the status quo order granted on 11.08.2023, the petitioner is put to hardship, as the petitioner is not a position to get even the admitted 600 sq. yards of plot. He requests this Court to direct the respondents to allot 600 sq. yards of developed land per acre without prejudice to the rights of the petitioner to claim balance 400 sq. yards of land per acre.

In view of the same, there shall be interim direction to the respondent authorities to allot 600 sq. yards of developed land per acre for an extent of Ac.3.00 guntas of land of the petitioner in Sy.No.62, Medipally Village and Mandal, Medchal-Malkajgiri District, without prejudice to the right of the petitioner to claim balance 400 sq. yards per acre.

List on 28.11.2023.

//TRUE COPY//

**SD/- A.V.S. PRASAD
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

- 1. The Principal Secretary, Revenue (Assignment) Department, State of Telangana, Secretariat, Hyderabad**

2. The District Collector, Medchal Malkajgiri District, Malkajgiri, Hyderabad
3. The Revenue Divisional Officer, Keesara Division, Medchal Malkajgiri District
4. The Commissioner of Police, Rachakonda Commissionerate, Gachibowli, Hyderabad
5. The Commissioner, Hyderabad Metropolitan Development Authority, Hyderabad
6. The Tahsildar, Medipally Mandal, Medchal Malkajgiri District
(for 1 to 6 by RPAD)
7. One CC to SRI. S RAHUL REDDY, Advocate [OPUC]
8. Two CCs to GP FOR REVENUE, High Court at Hyderabad. [OUT]
9. Two CCs to GP FOR HOME, High Court at Hyderabad. [OUT]
10. One spare copy

HIGH COURT

BVR, J

DATED:16/10/2023

LIST ON 28.11.2023

ORDER

WP.No.21779 of 2023

DIRECTION

