



2024:TSHC:48766

[3168]

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

MONDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE K.LAKSHMAN

REV.I.A.No.5 of 2025

IN

WRIT PETITION NO: 20810 OF 2024

Between:

Vankayalapati Bhavani, W/o V.Rameshwar Rao (late), Aged about 70 years,
Occ. House Wife, R/o. Plot No. 48, Sricity, Barugudem Village, Khammam
Rural Mandal, Khammam District 507163.

...PETITIONER

AND

1. The State of Telangana, Rep.by its Principal Secretary - Revenue, Telangana Secretariat, Hyderabad.
2. The District Collector, Khammam District at Khammam.
3. The Revenue Divisional Officer, Khammam Division, Khammam District.
4. The Tahsildar, Khammam Rural Mandal, Khammam District.
5. Bandi Vasantha, W/o.Bandi Venkateswarlu, Aged about 56 years, Occ. Housewife, R/o.H.No.11-9-96/1, Bhuranapuram, Khammam Town and District.

...RESPONDENTS

Petition under Order XLVII Rule 1 of CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to Review the Order Dt.01.08.2024 that was passed in W.P. No. 20810/2024.

Counsel for the Petitioner: SRI VANKAYALAPATI NARESH

Counsel for the Respondent No.1 to 4: SRI L.RAVINDER, AGP FOR REVENUE

Counsel for the Respondent No.5: Ms. CHENNABOINA SHRAVANI

The Court made the following: ORDER



Heard Sri Vankayalapati Naresh, learned counsel for the review petitioner and Ms. Chennaboina Shravani, learned counsel appearing for 5th respondent and Sri L. Ravinder, learned Assistant Government Pleader for Revenue appearing for respondent Nos.1 to 4.

This I.A. is filed under Order XLVII Rule 1 of CPC to review the order dated 01.08.2024 passed by this Court in W.P.No.20810 of 2024.

5th respondent herein filed the present Writ Petition contending that she is the absolute owner and possessor of land admeasuring Ac.0.21 guntas in Survey No.127/A4 situated at Arempula Village, Khammam Mandal and District, on the strength of a registered Gift Deed bearing document No.8154 of 2018 dated 01.10.2018 executed by her husband in her favour. She has submitted an online application bearing No.2400065730 dated 22.07.2024 to 2nd respondent with a request to mutate her name in the revenue records. The same was not considered. Therefore, she has filed the aforesaid Writ Petition.

The said Writ Petition came up for hearing on 01.08.2024, on which date, recording the submission made by the learned Assistant Government Pleader for Revenue that 2nd respondent will consider the said online application, *vide* order dated 01.08.2024, this Court disposed of the present Writ Petition directing 2nd respondent to consider the said online application and pass appropriate orders in accordance with law by putting the writ petitioner and all other affected parties on notice and affording them an opportunity.

Petitioner herein filed the present review petition contending that the writ petitioner has suppressed the fact with regard to the filing of O.S.No.306 of 1990 by her husband against the review petitioner seeking specific performance of Agreement of Sale dated 28.04.1986 and its dismissal *vide* judgment dated 19.08.1992. The writ petitioner and her husband have also filed another suit *vide* O.S.No.1019 of 2021 against the review petitioner for perpetual injunction. Initially, the trial Court granted *ex parte ad interim* injunction *vide* order dated 27.09.2021 in I.A.No.1 of 2021 in O.S.No.1019 of 2021. Later, the review petitioner preferred an appeal *vide* C.M.A. No.4 of 2024, before the learned I Additional District Judge, Khammam, challenging the said order dated 27.09.2021. *Vide* order dated 05.03.2025, the lower Appellate Court allowed the said C.M.A. Challenging the said order dated 05.03.2025, the writ



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petitioner and her husband filed Civil Revision Petition No.1124 of 2025 and the same was dismissed by this Court *vide* order dated 21.04.2025. The said aspects were not mentioned by the writ petitioner in the writ affidavit. Thus, there is suppression of aforesaid aspects by the writ petitioner.

Learned counsel for the review petitioner would contend that the writ petitioner has obtained pattadar pass books under the guise of order dated 01.08.2024 passed by this Court in W.P.No.20810 of 2024, by way of misrepresentation of facts.

Learned counsel for the writ petitioner is not disputing the dismissal of O.S.No.306 of 1990. However, she contended that *vide* judgment dated 19.08.1992, the said suit was dismissed for default. She fairly contended that O.S.No.1019 of 2021 filed by the writ petitioner and her husband against the review petitioner seeking perpetual injunction is pending before the trial Court and it is coming up for hearing.

As discussed *supra*, it is evident that the writ petitioner has suppressed the aforesaid aspects in the writ affidavit and obtained order dated 01.08.2024. Therefore, the order dated 01.08.2024 passed by this Court in W.P.No.20810 of 2024 is recalled and the Writ Petition is restored to its original file.

Accordingly, this I.A. is allowed.

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SD/- A.V.S.PRASAD
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary - Revenue, Telangana Secretariat, Hyderabad, State of Telangana.
2. The District Collector, Khammam District at Khammam.
3. The Revenue Divisional Officer, Khammam Division, Khammam District.
4. The Tahsildar, Khammam Rural Mandal, Khammam District.
5. The Section Officer, Posting Section, High Court for the State of Telangana at Hyderabad.
6. The Section Officer, Writ Non-Service Section, High Court for the State of Telangana at Hyderabad.
7. One CC to Ms. CHENNABOINA SHRAVANI, Advocate [OPUC]
8. One CC to SRI VANKAYALAPATI NARESH, Advocate [OPUC]



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9. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT]

10. Two CD Copies

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2 DRAFTS

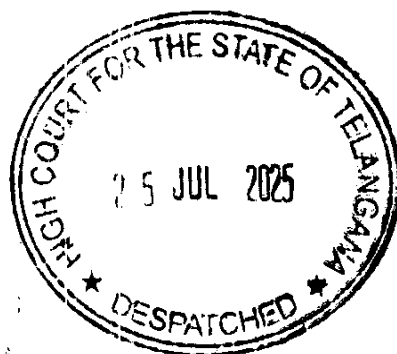
HIGH COURT

DATED:14/07/2025

LIST ON 29.07.2025

ORDER

**REV.I.A.No.5 of 2025
IN
WP.No.20810 of 2024**



**ALLOWING THE REV. I.A. &
RESTORING THE W.P TO ITS FILE**

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