

[3217]

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

**TUESDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

WRIT PETITION NO: 19855 OF 2018

Between:

Shareef Ahsan, S/o. Shareefuddin, Aged about 65 years, Occupation. Public Telephone/Business, R/o. H.No. 12-15-783, M.K.Nagar, O.U. Campus, Hyderabad - 500 007.

...PETITIONER

AND

1. The Telangana State, Represented by its principal Secretary, Home Department, Secretariat, Hyderabad.
2. The Commissioner of Police, Hyderabad.
3. The Station House Officer, Police Station - Osmania University, 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 an appropriate writ order or direction more particularly one in the nature of writ of Mandamus and declare action of 3rd Respondent trying to disposes the petitioner from business premises titled M/s. ERECTION OF WOODEN TELPHONE BUNK, situated at 2-2-9/1, Opp. Hilton Hotel, O.U. Road, Hyderabad without following the due process of law is illegal, arbitrary and against the fundamental rights and a consequent direction directing 03rd Respondent not to evict or disposes the petitioner from his business premises titled M/s. ERECTION OF WOODEN TELPHONE BUNK, situated at 2-2-9/1, Opp. Hilton Hotel, O.U. Road, Hyderabad without following due process of law.

IA NO: 1 OF 2018

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 pass an interim direction by directing the 03rd Respondent not to interfere with petitioners business premises titled M/s. ERECTION OF WOODEN TELPHONE BUNK, situated at 2-2-9/1, Opp. Hilton Hotel, O.U. Road, Hyderabad pending writ petition and in the interest of justice.

Counsel for the Petitioner : SRI SUBRAMANYAM DARABCHINA

Counsel for the Respondents : SRI D.PRADEEP, AGP FOR HOME

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE N.TUKARAMJI

WRIT PETITION No.19855 OF 2018

ORDER:

This Writ Petition is filed under Article 226 of Constitution of India seeking the following relief:

"...issue a writ or order or direction more particularly in the nature of writ of mandamus and declare action of 3rd Respondent trying to disposes the petitioner from business premises titled M/s. ERECTION OF WOODEN TELEPHONE BUNK, situated at 2-2-9/1, Opp. Hilton Hotel, O.U. Road, Hyderabad without following the due process of law is illegal, arbitrary and against the fundamental rights and a consequent direction directing 03rd Respondent not to evict or disposes the petitioner from his business premises titled M/s. ERECTION OF WOODEN TELEPHONE BUNK, situated at 2-2-9/1, Opp. Hilton Hotel, O.U. Road, Hyderabad without following due process of law and pass....."

2. Heard Mr. Subramanyam Daraboina, learned counsel for the petitioner and Mr.D.Pradeep, learned Assistant Government Pleader for Home appearing for respondents.

3. Learned counsel for the petitioner submits that the cause of action in the present writ petition no longer survives for adjudication and, therefore, seeks dismissal of the writ petition as infructuous with a liberty to avail appropriate remedies available under law.

4. Learned Assistant Government Pleader raises no objection to the said submission.

5. Recording the submissions of both learned counsel, the writ petition is dismissed as infructuous by granting liberty as prayed for. There shall be no order as to costs.

Miscellaneous Petitions, pending if any, shall stand closed.

Sd/ M. JAWAHAR REDDY
AS SISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

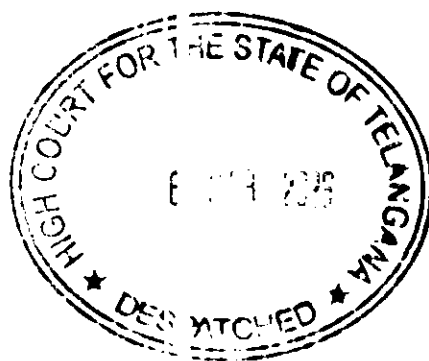
1. One CC to SRI SUBRAMANYAM DARABOINA, Advocate. [OPUC]
2. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
3. Two CD Copies.

BSK/DAN

[Signature]

HIGH COURT

DATED:11/11/2025



ORDER

WP.No.19855 of 2018

**DISMISSING THE WRIT PETITION
AS INFRUCTUOUS
WITHOUT COSTS**

6/11/17
23/2/26