



2025:TSHC:56337
[3299]

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

THURSDAY, THE SIXTH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE E.V. VENUGOPAL

WRIT PETITION NO: 21547 OF 2025

Between:

1. Khusro Hasan, S/o. Late K.N. Hasan, aged about 60 years, Occ. Private Employee, R/o. H.No. 9-1-3, JPN Road, Warangal.
2. Khurram Hasan, S/o. Late K.N. Hasan, aged about 52 years, Occ. Private Employee, R/o. H.No. 9-1-3, JPN Road, Warangal.

...PETITIONERS

AND

1. The State of Telangana, Rep., by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Jaya Shankar Bhupalpally District.
3. The Tahsildar, Ghorī Kothapalli Mandal, Jaya Shankar Bhupalpally District.
4. The Superintendent of Police, Jaya Shankar Bhupalpally District.
5. The Deputy Superintendent of Police, Jaya Shankar Bhupalpally Sub-Division, Jaya Shankar Bhupalpally District.
6. The Inspector of Police, Chityal Police Station, Jaya Shankar Bhupalpally District.
7. The Station House Officer, Regonda Police Station, Jaya Shankar Bhupalpally 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 an order or orders or direction or writ more particularly one in the nature of WRIT OF MANDAMUS declaring the action of respondents No. 2 to 7 in trying to dispossess the petitioners from their agricultural lands in Sy No. 1503 of an extent of Ac. 12.45 gts situated at Ghorī Kothapally Village and Mandal, Jaya Shankar Bhupalpally District which are in cultivation of the tenants and threatening the tenants not to cultivate further without any prior notice and opportunity as illegal, arbitrary, intentional, malafide, abuse of powers opposed to Article 14 and 300-A of the Constitution of India and consequently direct the respondents No. 3 to 7 not to dispossess the petitioners from their patta land without following due process of law in the interests of justice.



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IA NO: 1 OF 2025

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 No. 2 to 7 not to dispossess the petitioners from their agricultural lands in Sy No. 1503 of an extent of Ac. 12.45 gts situated at Ghorikothapally Village and Mandal, Jaya Shankar Bhupalpally District pending disposal of the writ petition in the interests of justice.

Counsel for the Petitioners: **SRI K.V.BHANU PRASAD, SENIOR COUNSEL FOR
SRI KOTHAPALLI SAI SRI HARSHA**
Counsel for the Respondent Nos.1 TO 3: **SRI L.RAVINDER, AGP FOR
REVENUE**
Counsel for the Respondent Nos.4 TO 7: **GP FOR HOME**

The Court made the following: **ORDER**



2025:TSHC:56337

THE HONOURABLE SRI JUSTICE E.V.VENUGOPAL

WRIT PETITION No.21547 of 2025

ORDER:

Aggrieved by the action of respondent Nos.2 to 7 in trying to dispossess the petitioners from their agricultural lands in Survey No.1503 to an extent of Ac.12-45 guntas situated at Kothapallegori Village and Mandal, Jayashankar Bhupalpalli District, the present writ petition is filed. A consequential prayer is sought to direct the respondent Nos.3 to 7 not to dispossess the petitioners from their aforesaid land.

2. Heard Mr. K.V.Bhanu Prasad, learned Senior Counsel appearing on behalf of Mr. K.Sai Sri Harsha, learned counsel for the petitioners on record and Mr. L.Ravinder, learned Assistant Government Pleader for Revenue appearing for respondent Nos.1 to 3.

3. Learned Senior Counsel for the petitioners submitted that the petitioners are the legal heirs of one late Mohd. Sulaiman Ghor, who was the owner and possessor of agricultural land admeasuring Ac.12-18 guntas in Survey No.1503 of Kothapallegori Village, Regonda Mandal, Jayashankar Bhupalpalli District. It is stated that late Sulaiman Ghor died on 05.05.2011. The petitioners approached respondent No.3 - Tahsildar, Ghor Kothapalli Mandal, seeking mutation of their names in respect of the said property. The

respondent No.3 issued a notice dated 10.10.2017 directing the petitioners to obtain a legal heir certificate from the competent Court.

4. It is further submitted that late Sulaiman Ghorl was the maternal uncle of the petitioners and that he died leaving behind only the petitioners as his legal heirs. Basing on the said notice, the petitioners filed O.S.No.147 of 2018 before the learned V Additional Junior Civil Judge, Warangal, seeking a declaration that they are the legal heirs of late Sulaiman Ghorl and late Illahi Ghorl, wherein the respondent No.3 was arrayed as one of the defendants. By judgment dated 30.11.2018, the learned V Additional Junior Civil Judge declared the petitioners as the legal heirs of the deceased persons based on the documentary evidence marked as Exs.A1 to A10. Despite the said judgment, the respondent No.3 neither mutated the names of the petitioners in place of the deceased petitioners' relative nor allowed them to continue in possession. It is further contended that respondent Nos.3 to 7 are attempting to dispossess the petitioners from the said property for the purpose of constructing a police station. Aggrieved thereby, the present writ petition has been filed seeking protection of their possession.

5. On the other hand, learned Assistant Government Pleader for Revenue placed before this Court, the instructions received from respondent No.3, wherein it is stated that as per Khasra Pahani, the



land in Survey No.1503 to an extent of Ac.12-18 guntas stands in the name of Mohd. Sulaiman Ghor, S/o.Azam Ghor, of Ghor Kothapalli Village. It is submitted that the said person was in possession of Ac.46-22 guntas of land spread across several survey numbers. It is further stated that he died leaving behind no legal heirs and the petitioners' claim of heir ship is incorrect. It is contended that the petitioners were never in physical possession of the said property, and the same has been under cultivation by other ryots for the past 30 years. The official authorities, therefore, did not consider mutation in the petitioners' favor. It is also clarified that the proposed police station is being constructed in the premises of the ZPHS School of the said village and not on the petitioners' land. It is further contended that the judgment in O.S.No.147 of 2018 does not specify any schedule of property and is not a succession suit determining ownership of the subject land. Hence, the claim of the petitioners is unsustainable.

6. This Court, having heard the submissions of learned Senior Counsel for the petitioners and learned Assistant Government Pleader for Revenue and upon perusal of the material placed on record, observes that the petitioners have not produced any legal heir or succession certificate in respect of late Mohd. Sulaiman Ghor. It is also brought to the notice of the Court that the official respondents are not interfering with the said agricultural land that the construction of

the police station is taking place in the premises of the ZPHS school of the said village.

7. In view of the above and without expressing any opinion on the merits and demerits of the case, this Court deems it appropriate to dispose of the writ petition with the above observations.

8. Accordingly, this writ petition is disposed of. There shall be no order as to costs.

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

Sd/ M.OSMAN ALI BAIG
ASS STANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal Secretary, Revenue Department, Secretariat, Hyderabad, State of Telangana.
2. The District Collector, Jaya Shankar Bhupalpally District
3. The Tahsildar, Ghorikothapalli Mandal, Jaya Shankar Bhupalpally District.
4. The Superintendent of Police, Jaya Shankar Bhupalpally District.
5. The Deputy Superintendent of Police, Jaya Shankar Bhupalpally Sub-Division, Jaya Shankar Bhupalpally District.
6. The Inspector of Police, Chityal Police Station, Jaya Shankar Bhupalpally District.
7. The Station House Officer, Regonda Police Station, Jaya Shankar Bhupalpally District
8. One CC to SRI KOTHAPALLI SAI SRI HARSHA, Advocate [OPUC]
9. Two CCs to GP FOR REVENUE, High Court for the State of Telangana, at Hyderabad. [OUT]
10. Two CCs to GP FOR HOME, High Court for the State of Telangana, at Hyderabad. [OUT]
11. Two CD Copies

PSK..

PMK

CHR



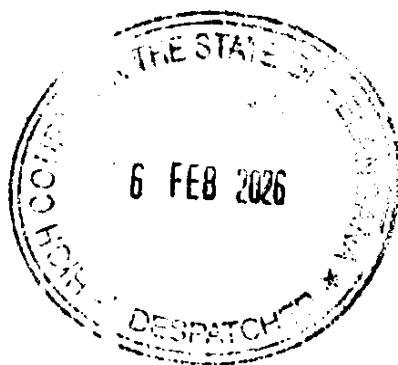
2025:TSHC:56337

HIGH COURT

DATED:06/11/2025

ORDER

WP.No.21547 of 2025



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

(15) Chr
23/2/26