

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

THURSDAY, THE TWENTY FIRST DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SMT JUSTICE T.MADHAVI DEVI

WRIT PETITION NO: 24856 OF 2025

Between:

1. Smt. Janga Yashoda, W/o Upendar, Aged about 48 years, Occ. Homemaker, R/o 1-66, Ambedkar Nagar, Kolanupaka, M/o Alair Yadadri Bhuvanagiri District, Telangana,
2. Smt. Bhupathi @ Namile Lingaiah, S/o Balaiah, (Son of deceased Bhupathi Laxmi, W/o Balaiah) Aged about 43 years, Occ. Agriculture, R/o Kolanupaka, M/o Alair Yadadri Bhuvanagiri District, Telangana,
3. Smt. Bhupathi Kamalamma, W/o Yadagiri, Aged about 61 years, Occ. Homemaker, R/o 1-97/53/2, Kolanupaka, M/o Alair Yadadri Bhuvanagiri District, Telangana,

...PETITIONERS

AND

1. The State of Telangana, Represented by its Principal Secretary, Revenue Department, Secretariat, Hyderabad
2. The Vice Chairman and Managing Director, State Scheduled Caste Finance Corporation Ltd., Hyderabad.
3. The District Scheduled Caste Service Co-Operative Devp.Society Ltd, Nalgonda, Rep by its Executive Director.
4. The District Scheduled Caste Service Co-Operative, Devp.Society Ltd, Yadadri Bhuvanagiri, Rep by its Executive Director.
5. The District Collector, Yadadri Bhuvanagiri District.
6. The Tahsildar/Joint Sub-Registrar, Alair (Mandal), Yadadri Bhuvanagiri District.
7. The Sub-Registrar, Yadagirigutta, Yadadri Bhuvanagiri 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 Writ or Direction or an Order more particularly one in the nature of WRIT OF MANDAMUS, by declaring the inaction of the Respondent No. 4 in not realizing Mortgage Deeds/ Bonds of the Petitioners lands to an extent of Ac. 6.04 Gts, in Sy.Nos. 1096/7, 858a, vu and 871vu situated in Kolanupaka Village of Alair Mandal, Yadadri Bhuvanagiri District inspite of the loans obtained by the Petitioners for purchasing the said lands are waived off by the Respondent No. 2

has been confirmed by the Respondent No.3 as illegal, arbitrary, unjust, apart from violative of the principles of natural justice and further consequently direct the Respondent Nos. 3 and 4 to forthwith release the Mortgage deed/ Bonds of the petitioners lands in Sy.Nos.1096/7, 858a, vu and 871vu situated in Kolanupaka Village of Alair Mandal, Yadadri Bhuvanagiri District by issuing the clearance letters to Registering authorities i.e., Respondent No.6 herein

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 Respondent Nos. 3 and 4 to release the Mortgage deed/ Bonds of the Petitioners lands situated in Kolanupaka Village of Alair Mandal, Yadadri Bhuvanagiri District by issuing the clearance letters to Registering authorities i.e., Respondent No.6 herein forthwith, pending disposal of the above Writ Petition

Counsel for the Petitioner: Ms. K. KIRAN MAYEE

Counsel for the Respondent Nos. 1,5,6&7: GP FOR REVENUE

**Counsel for the Respondent Nos. 2,3&4: SRI T.V. RAMESH ,
STANDING COUNSEL**

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE T. MADHAVI DEVI

WRIT PETITION No.24856 OF 2025

ORDER:

This Writ Petition is filed seeking to declare the action of the 4th respondent in not releasing the mortgage deeds/bonds of the petitioners' lands to an extent of Ac.6.04 gts in Sy.Nos.1096/7, 858a, vu and 871vu situated in Kolanupaka village of Alair Mandal, Yadadri Bhuvanagiri District, inspite of the loans obtained by the petitioners for purchasing the said lands are waived off by respondent No.5, and has been confirmed by the respondent No.3, as illegal and arbitrary and to direct the respondents No.3 and 4 to forthwith release the mortgage deeds/bonds and pass such other order or orders.

2. Heard learned counsel for the petitioners, learned Government Pleader for Revenue, appearing for respondents No.1, 5, 6 and 7 and learned Standing counsel for Cooperative Societies, appearing for respondents No.2, 3 and 4.

3. Learned counsel for the petitioners submitted that this writ petition is limited to 1st petitioner and may be dismissed in respect of petitioners No.2 and 3 with a liberty to file fresh writ petition. In view of the said submission, this writ petition is dismissed insofar as petitioners No.2 and 3 are concerned. As far as 1st petitioner is concerned, the facts of the case are squarely covered by the order of

this Court dated 04.04.2023 in W.P.No.11397 of 2023 and seeks similar relief in this writ petition also.

4. In view thereof and for the reasons alike in W.P.No.11397 of 2023, this Writ Petition is also disposed of directing respondent No.4 to release the mortgage deeds/bonds executed by the petitioners in respect of the lands to an extent of Ac.6.04 gts in Sy.Nos.1096/7, 858a, vu and 871vu situated in Kolanupaka village of Alair Mandal, Yadadri Bhuvanagiri District, by issuing clearance certificates to respondent No.6. There shall be no order as to costs.

5. Miscellaneous applications, if any, pending in this writ petition stand closed.

SD/- B. REKHA RANI
ASS STANT REGISTRAR

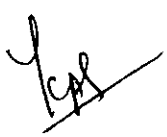
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SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, Secretariat, T.S., Hyderabad
2. The Vice Chairman and Managing Director, State Scheduled Caste Finance Corporation Ltd., Hyderabad.
3. The Executive Director, District Scheduled Caste Service Co-Operative Devp.Society Ltd, Nalgonda
4. The District Scheduled Caste Service Co-Operative Devp.Society Ltd, Yadadri Bhuvanagiri, Rep by its Executive Director.
5. The District Collector, Yadadri Bhuvanagiri District.
6. The Tahsildar/Joint Sub-Registrar, Alair (Mandal), Yadadri Bhuvanagiri District.
7. The Sub-Registrar, Yadagirigutta, Yadadri Bhuvanagiri District.
8. One CC to Ms. K. KIRAN MAYEE, Advocate [OPUC]
9. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT]
10. One CC to SRI. T.V. RAMESH, STANDING COUNSEL [OPUC]
11. Two CD Copies

BM
GJP



HIGH COURT

DATED:21/08/2025

ORDER

WP.No.24856 of 2025



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

(14)
y/kp
25/11/25

HON'BLE SRI JUSTICE C.V.BHASKAR REDDY

WRIT PETITION No. 11397 of 2023

ORDER:

With the consent of both the parties, this writ petition is being disposed of at the admission stage.

2. This Writ Petition is filed with the following relief:-

"...to issue a writ or direction or an order more particularly one in the nature of Writ of Mandamus by declaring the action of respondent No.4 in not releasing the Mortgage Deeds/Bonds of the petitioners' lands to an extent of Ac.12.26 guntas in Sy.Nos.24, 27, 28 and 29 situated in Panakabanda Village, Mothukuru Mandal, Yadadri Bhuvanagiri District inspite of the loans obtained by the petitioners for purchasing the said lands are waived off by respondent No.2 has been confirmed by respondent No.3, as illegal, arbitrary, unjust apart from violative of the principles of natural justice and consequently, direct respondent Nos.3 and 4 to forthwith release the Mortgage Deeds/Bonds of the petitioners' lands in Sy.Nos.24, 27, 28 and 29 situated in Panakabanda Village, Mothukuru Mandal, Yadadri Bhuvanagiri District by issuing the clearance letters to the Registering Authorities i.e., respondent No.6..."

3. The petitioners belonged to Schedule Caste Community and the Government had acquired land

admeasuring Ac.48.37 guntas in Sy.Nos.24, 26, 27, 28, 29, 151 and 317 situated at Panakabanda Village, Mothukur Mandal, Kurella and Khapraipalle Village. Athmakur Mandal, Yadadri Bhuvanagiri District *vide* registered sale deeds bearing document No. 2 of 2004, dated 02.01.2004 for the benefit of the Scheduled Caste persons. It is the contention of the learned counsel for the petitioners that the petitioners have allotted land admeasuring Ac.12.26 guntas in Sy.Nos.24, 27, 28 and 29 situated at Panakabanda Village, Mothukur Mandal, Yadadri Bhuvanagiri District and in pursuance of the scheme of the Government they have also executed mortgage deeds/bonds in favour of the respondents mortgaging the said property pending clearance of the loan amount sanctioned on the subject sale deeds. Even after discharging the loan amount, the respondent No.4 is not releasing the mortgage deeds/bonds executed by the petitioners in respect of the land admeasuring Ac.12.26 guntas in Sy.Nos.24, 27, 28 and 29 situated at Panakabanda Village, Mothukur Mandal, Yadadri Bhuvanagiri District, which land is forming part of the total

extent of land Ac.48.37 guntas in Sy.Nos.24, 26, 27, 28, 29, 151 and 317 situated at Panakabanda Village, Mothukur Mandal, Kurella and Khapraipalle Village, Athmakur Mandal, Yadadri Bhuvanagiri District acquired by the Government for the benefit of the Scheduled Caste persons. It is further contended by the learned counsel for the petitioners that the facts of the case are squarely covered by the orders of this Court passed in W.P.No.24590 of 2015, dated 13.11.2015, which was followed by the subsequent writ petitions and since the case of the petitioners is similar to the facts in W.P.No.24590 of 2015 and they also seeking similar relief, he prays this Court to direct the respondents to release the mortgage deeds/bonds in terms of the orders passed by this Court in W.P.No.24590 of 2015.

4. Sri Sapavath Srinivas, learned Standing Counsel appearing for respondent Nos.2 to 4 has submitted that since the petitioners have been identified as beneficiaries under the scheme introduced by the Government and if they fulfil all the conditions of the same, their mortgage

deeds/bonds will be released strictly in terms of the bonds executed by the petitioners on discharging their loan amounts.

5. In view of the above submission and for the reasons alike in the order dated 13.11.2015 in W.P.No.24590 of 2015, this writ petition is also disposed of directing respondent No.4 to release the mortgage deeds/bonds executed by the petitioners in respect of the lands to an extent of Ac.12.26 guntas in Sy.Nos.24, 27, 28 and 29 situated in Panakabanda Village, Mothukuru Mandal, Yadadri Bhuvanagiri District by issuing clearance certificates to respondent No.6. No costs.

6. As a sequel, the miscellaneous petitions pending, if any, shall stand closed.

JUSTICE C.V.BHASKAR REDDY

24.04.2023
gkv