

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
WEDNESDAY, THE TWENTIETH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY
WRIT PETITION NO: 24622 OF 2025

Between:

Sri.Padala Naresh, S/o. Shankaraiah, Aged. 39 Years, Occ. Business, R/o. H.No. 4-5-121, Subash Nagar, Peddapalli Town and District, T.S.

Petitioner

AND

1. State of Telangana, Rep., by its Principal Secretary, Department of Municipal Administration and Urban Development, Secretariat, Telangana.
2. The Peddapalli Municipality, Rep., by its Commissioner, Peddapalli Town and District.
3. Sri.Bonkuri Surender, S/o. Not known, Aged.51 Years, Occ. Business/ Poltics, R/o. H.No.4-3-242/a/1, Vidyanagar, Peddapalli town and District.
4. Sri.Adapa Santhosh Kumar, S/o.Laxmirajam, Aged. 36 Years, Occ. Pvt.Employee, R/ o. H. No.4-5- 120 / 1, Subhashnagar locality of peddapalli town and District.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI GUMMALLA BHASKER REDDY presented this 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, declaring the actions of the Respondent No.2 in passing the order dated. 30-07-2025 vide Roc.No.G1/TPS-1482/2025 directing the petitioner to remove the structures raised by him in land admeasuring 425 square yards, part and parcel of House No. 4-5-121 situated at Subash Nagar, Peddapally Town and District without considering the reply dated. 23-07-2025 as illegal, arbitrary, unfair and violative of article 14, 21 and 300A of the constitution of India and consequently set aside the same in the interest of justice;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri GUMMALLA BHASKER REDDY Advocate for the Petitioner, directed issue of notice to the Respondent Nos. 3 and 4, herein to show cause as to why this WRIT PETITION should not be admitted.
 You viz:

1. Sri.Bonkuri Surender, Occ. Business/ Poltics, R/o. H.No.4-3-242/a/1, Vidyanagar, Peddapalli town and District.

2. Sri.Adapa Santhosh Kumar, S/o.Laxmirajam, Occ. Pvt.Employee, R/ o. H.
No.4-5- 120 / 1, Subhashnagar locality of peddapalli town and District.

are directed to show cause on or before 10.09.2025 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to suspend the order dated. 30-07-2025 vide Roc.No.G1/TPS-1482/2025 passed by the Respondent No. 2, pending disposal of WP No. 24622 of 2025, on the file of the High Court.

**The Court made the following:
ORDER**

Issue notice to respondents No.3 and 4.

Learned counsel for the petitioner is permitted to take out personal notice to respondents No.3 and 4 and file proof of service by the next date of hearing.

The impugned final order *vide* proceedings in Roc. No.G1/TPS-1482/2025 dated 30.07.2025 was passed by respondent No.2 stating that the petitioner, having taken permission for construction of building in the plot area of 425 square yards, has unauthorizedly constructed the building in excess area of 115 square yards on the southern side of the subject property; the total area of the ground is found to be approximately 540 square yards and not covered by the sanctioned plan granted to the petitioner *vide* building permit order 21.05.2021. However, in the show cause notice dated 14.07.2025, there is no allegation regarding the petitioner making construction of building in the excess area of 115 square yards. It is merely mentioned that the construction is not in accordance with the sanctioned plan.

Prima facie, the impugned final order is beyond the scope of the show cause notice dated 14.07.2025.

Hence, *status quo* obtaining as on today shall be maintained in respect of the subject property till the next date of hearing.

Post on 10.09.2025.

//TRUE COPY//

SD/-V.KAVITHA
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, State of Telangana, Department of Municipal Administration and Urban Development, Secretariat, Telangana.
2. The Commissioner, Peddapalli Municipality, Peddapalli Town and District. (RR 1 & 2 by RPAD)
3. Sri.Bonkuri Surender, Occ. Business/ Poltics, R/o. H.No.4-3-242/a/1, Vidyanagar, Peddapalli town and District.
4. Sri.Adapa Santhosh Kumar, S/o.Laxmirajam, Occ. Pvt.Employee, R/ o. H. No.4-5- 120 / 1, Subhashnagar locality of peddapalli town and District. (RR 3 & 4 by RPAD- along with a copy of petition and affidavit)
5. One CC to SRI. GUMMALLA BHASKER REDDY Advocate [OPUC]
6. Two CCs to GP FOR MCPL ADMN & URBAN DEV ,High Court at Hyderabad. [OUT]
7. One spare copy

HIGH COURT

BVRJ

DATED:20/08/2025

POST ON 10.09.2025

NOTICE BEFORE ADMISSION

WP.No.24622 of 2025

STATUS QUO

