

**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 SRI JUSTICE K.LAKSHMAN

WRIT PETITION NO: 24612 OF 2025

Between:

Smt.Danda Jhansi, W/o Late Pullaiah, Age, 73 years, Occ,House Wife, R/o
Rajeswarapuram Village, Nelakondapalli Mandal, Khammam - 507160,
Telangana State

...PETITIONER

AND

1. State of Telangana, Rep by its Principal Secretary, Revenue Department, Dr
BR Ambedkar Secretariat Buildings, Hyderabad 500022
2. The Commissioner/Director, Department for Welfare of Disabled and Senior
Citizens for the State of Telangana, Nalgonda X Roads, Malakpet,
Hyderabad- 500036
3. The Court of the Appellate Tribunal District Magistrate and Collector,
Khammam District
4. The Commissioner of Police, Commissionerate Khammam
5. The District Welfare Officer, Khammam District
6. The Revenue Divisional Officer, Khammam
7. Sri Dhanda Janatha Rao, S/o Late Pullaiah, Age,40 years, Rio
Rajeswarapuram Village, Nelakondapalli Mandal, Khammam - 507160,
Telangana State
8. Smt Dhanda Shirisha, W/o Late Dhanda Srinivas, Age, 38 years,
Rajeswarapuram Village, Nelakondapalli Mandal, Khammam - 507160,
Telangana State
9. Smt Kunka Sridevi, D/o Late Pullaiah, Age, 38 years, Rajeswarapuram Village,
Nelakondapalli Mandal, Khammam - 507160, Telangana State

...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 direction or a writ more particularly one in the nature

of Writ of Mandamus declaring the orders issued by the Respondent No. 3 and 6 in Maintenance Application No. A2/SCA/784/2022 dated 23.11.2024 and 30.07.2025 respectively without proper compliance of the directions of this Hon'ble Court in W.P. No.21597 of 2023 dated 21.08.2024 to pass orders afresh by considering the pattadar pass book and title deed issued in petitioner's favour within a period of 60 days from the date of receipt of the orders as illegal, arbitrary, violation of the provisions for welfare of Parents and Senior Citizens Act, 2007, violation of Articles 14, 19, 21 and 300A of the Constitution of India, and the violation of principles of equity and natural justice. Consequently, it is prayed that this Hon'ble Court may be pleased to direct the Respondents No. 3 and 6 to enter the name of the Petitioner in the revenue records as pattadar and resume the possession of land in Sy No. 318/A to an extent of Ac 2.24 guntas situated in Rajeswarapuram Village, Nelakondapalli Mandal, Khammam in favour of the Petitioner by setting aside the order passed by Respondent No. 3 and 6.

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. 3 and 6 to enter the name of the Petitioner in the revenue records as pattadar and resume the possession of land in Sy No. 318/A to an extent of Ac 2.24 guntas situated in Rajeswarapuram Village, Nelakondapalli Mandal, Khammam in favour of the Petitioner by setting aside the order passed by Respondent No. 3 and 6.

Counsel for the Petitioner: SMT UMA DEVI NAMA

**Counsel for the Respondent No.1, 3 & 6: SRI L.RAVINDER,
AGP FOR REVENUE**

Counsel for the Respondent No.2 & 5: GP FOR SOCIAL WELFARE

Counsel for the Respondent No.4: GP FOR HOME

The Court made the following: ORDER

HON'BLE SRI JUSTICE K. LAKSHMAN

WRIT PETITION No.24612 of 2025

ORDER:

Heard Smt. Uma Devi Nama, learned counsel for the petitioner and Mr.L.Ravinder, learned Assistant Government Pleader for Revenue.

2. The petitioner herein is claiming that she is the absolute owner of land admeasuring Acs.2.24 guntas situated in Survey No.318/A, Rajeswarapuram village, Nelakondapalli Mandal, Khammam District (for short, "the subject property"). According to her, the said property was given to her by her parents towards pasupu kumkuma. Respondent No.7 is her son and respondent No.8 is her daughter in law. They have occupied the said land and they have also mutated their names in Revenue records by way of misrepresentation without putting the petitioner on notice and giving an opportunity. Now, they are not taking care of welfare of the petitioner and neglecting her. Therefore, she has filed an application before the 6th respondent to vacate the respondent Nos.7 and 8 from the said property. Vide order dated 23.11.2024, 6th respondent informed the petitioner that he does not have jurisdiction to vacate the unofficial

respondents. Therefore, he has advised the petitioner to approach the 3rd respondent. However, the 6th respondent has disposed of the said application on 30.04.2022 directing the respondent Nos.7 and 8 to pay an amount of Rs.2,500/- each till her last breath. Aggrieved by the said order, the petitioner has preferred an appeal against respondent Nos.7 to 9 before the 3rd respondent, which was disposed of on 30.07.2005 confirming the order passed by the 6th respondent. Challenging the said order, the petitioner filed the present writ petition.

3. It is also relevant to note that the petitioner herein filed Writ Petition No.21597 of 2023 against Respondent Nos.7 to 9 to declare the proceedings dated 30.04.2022 of 6th respondent and proceedings dated 27.07.2022 of Tahsildar, Nelakondapalli Mandal, Khammam District, as illegal and also not considering the application submitted by her dated 27.06.2022. Vide order dated 21.08.2024, this court disposed of the said writ petition setting aside the impugned order dated 30.04.2022 passed by the 6th respondent therein and the matter is remanded back to 6th respondent with a direction to pass orders afresh by putting the petitioner and respondent Nos.7 to 9

herein on notice and affording them an opportunity of hearing. He shall follow the procedure laid down under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 and the Telangana Maintenance and Welfare of Parents and Senior Citizens Rules, 2011. He shall also consider the pattadar pass book and title deed issued in favour of the petitioner. However, he shall complete the entire exercise within a period of sixty (60) days from the date of receipt of the copy of the said order. Thereafter, the 6th respondent has passed order dated 23.11.2024 and the same was confirmed by the 3rd respondent vide order dated 30.07.2025.

4. Learned counsel for the petitioner, on instructions, would submit that the grievance of the petitioner is that she is seeking eviction of respondent Nos.7 to 9 from the subject property. The learned counsel for the petitioner produced copy of the application dated 09.12.2024 submitted by the petitioner to the 3rd respondent/ District Collector, wherein she has requested the 3rd respondent to take action against respondent Nos.7 to 9, to cancel the pattadar passbook issued in their favour and mutate her name and issue pattadar passbook in her favour in respect of the subject property. The District

Collector has sought for report from the District Welfare Officer i.e. 5th respondent herein, but it appears the 5th respondent has not furnished any report.

5. As discussed supra, it is the specific case of the petitioner herein that the 3rd respondent has to evict the respondent Nos. 7 to 9 from the subject property. Therefore, she has to submit an application under Rule 21(4) of The Telangana Maintenance and Welfare of Parents and Senior Citizens Rules, 2011 to the 3rd respondent with specific request to evict respondent Nos.7 to 9 from the subject property along with all the relevant documents. On filing of such application, the 3rd respondent shall put the petitioner and respondent Nos.7 to 9 on notice and dispose of the same.

6. In the light of the aforesaid discussion, this writ petition is disposed of granting liberty to the petitioner to submit fresh application to the 3rd respondent with a specific request to evict the respondent Nos.7 to 9 from the subject property i.e. the land admeasuring Acs.2.25 guntas situated in Survey No.318/A, Rajeswarapuram village, Nelakondapalli Mandal, Khammam District, within one week from the date of receipt of a copy of this order. On

filing of such application, the 3rd respondent is directed to dispose of the same strictly in accordance with law by putting the petitioner and respondent Nos.7 to 9 on notice and affording them an opportunity of hearing. However, he shall complete the entire exercise within thirty (30) days from the date of receipt of such application from the petitioner. There shall be no order as to costs.

As a sequel, the miscellaneous petitions, if any, pending in the Writ Petition shall stand closed.

//TRUE COPY//

SD/- N. CHANDRA SEKHAR
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, Dr BR Ambedkar Secretariat Buildings, Hyderabad 500022
2. The Commissioner/Director, Department for Welfare of Disabled and Senior Citizens for the State of Telangana, Nalgonda X Roads, Malakpet, Hyderabad- 500036
3. The Court of the Appellate Tribunal, District Magistrate and Collector, Khammam District
4. The Commissioner of Police, Commissionerate Khammam
5. The District Welfare Officer, Khammam District
6. The Revenue Divisional Officer, Khammam
7. One CC to SMT UMA DEVI NAMA, Advocate [OPUC]
8. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT]
9. Two CCs to GP FOR SOCIAL WELFARE, 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

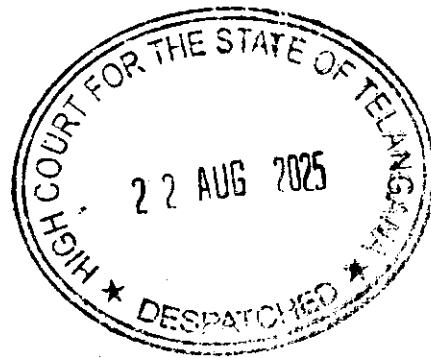
BSR



CC TODAY

HIGH COURT

DATED:21/08/2025



ORDER

WP.No.24612 of 2025

DISPOSING OF THE WRIT PETITION,
WITHOUT COSTS

16
22/8/25
b.15