

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

WEDNESDAY, THE TWENTIETH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 24607 OF 2025

Between:

Banoth Chandru, S/o. Lashma, aged about 42 years, Occupation, Cultivation, R/o VK Ramavaram Village, Mulakalapalli Mandal, Bandradri Kothagudem District.

...PETITIONER

AND

1. The State of Telangana, rep by its Principal Secretary, Home Department, Secretariat, Hyderabad.
2. The Superintendent of Police, Bhadradi Kothagudem District.
3. The Station House Officer, Mulakalapalli Police Station, Mulakalapalli Mandal, Bhadradi Kothagudem District.
4. Sode Veera Venkatamma, W/o Venkateswarlu, Aged 50 years, Occu Cultivation, R/o V. K. Ramavaram Village, Pusugudem Panchyat, Mulakalapalli Mandal, Bhadradi Kothagudem District.
5. Uke Muktheswara Rao, S/o Veeraswamy, aged 50 years, Occ Cultivation, R/o V. K. Ramavaram Village, Pusugudem Parichyat, Mulakalapalli Mandal, Bhadradi Kothagudem District.
6. Sariyam Puspavathi, W/o Rangaiah, aged 50 years, Occu Cultivation, R/o V. K. Ramavaram Village, Pusugudem Panchyat, Mulakalapalli Mandal, Bhadradi Kothagudem 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 a Writ of Order more particularly one in the nature of Writ of Mandamus declaring the action of the 3rd respondent in not providing Police protection to the petitioner to cultivate the Suit scheduled properties inspite of the Injunction order granted by the Competent Civil Court in I. A. No. 194/2017 in O. S. No. 209/2017 on the file of the Sub- Divisional Magistrate and Special

Assistant Agent to Government, Mobile Court, Bhadrachlam, Bhadrari Kothagudem District, dated 11- 10- 2017. as illegal, arbitrary, discriminatory and violation of Articles 14, 19, 21 and 300- A of the Constitution of India and consequently direct the 3rd respondent to provide Police protection to the petitioner to cultivate the suit scheduled properties in Survey No. 273/3 an extent of 0. 31 gts and Survey No. 273/504 an extent of AC 2. 22 gts situated at Pusugudem Village Mulkalapalli Mandal, Bandrari Kothaguem District.

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 3rd respondent to provide Police protection to the petitioner to cultivate the suit scheduled properties in Survey No. 273/3 an extent of 0. 31 gts and Survey No. 273/504 an extent of AC 2. 22 gts situated at Pusugudem Village, Mulkalapalli Mandal. Bandrari Kothaguem District pending disposal of the main W. P.

Counsel for the Petitioner : SRI B.S.VENKATA RAMESH

Counsel for the Respondents No.1to3 : SRI M.SRINIVAS. AGP FOR HOME

Counsel for the Respondents No.4 to 6 : --

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION No.24607 of 2025

ORDER:

Heard learned counsel for the petitioner and M.Srinivas, learned Assistant Government Pleader for Home appearing for respondent Nos.1 to 3. With their consent this writ petition is taken up for disposal at the admission stage itself.

2. This writ petition is filed seeking following prayer:-

"to declare the action of the respondent No.3 in not providing police protection to the petitioner to cultivate the suit scheduled properties inspite of the injunction order granted by the Competent Civil Court in I.A.No.194/2017 in O.S.No.209/2017 on the file of the Sub-Divisional Magistrate & Special Assistant Agent to Government, Mobile Court, Bhadrachlam, Bhadradri Kothagudem District, dated 11.10.2017, as illegal, arbitrary, discriminatory and violation of ARTicles 14, 19, 21 and 300-A of the Constitution of India and consequently direct the respondent No.3 to provide police protection to the petitioner to cultivate the suit scheduled properties in Survey No.273/3 an extent of 0.31 guntas and survey No.273/504 an extent of Ac 2.22 guntas, situated at Pusugudem Village, Mulaklapalli Mandal, Bhadradri Kothagudem District."

3. Brief facts stated in this writ petition are that petitioner claims to be owner of land admeasuring to an extent of Ac.0.32 guntas in Sy.No.273/3, Ac.2.22 guntas in Survey No.273/504, situated at Pusugudem Village, Mulaklapalli Mandal, Bhadradri Kothagudem District. The petitioner's name was recorded in the revenue records and pattadar pass books and title deeds were also issued and the petitioner is in peaceful possession of the subject property. The case of the petitioner is that on 04.07.2025, respondent Nos.4 to 6 trespassed the petitioner's land and theft mangoes and had spoiled remaining

crops. Hence, the petitioner made a complaint and respondent No.3 under Section 189(2), 329(3), 324(4)(5), 296(b), 115(2), 351(2) r/w 190 of Bharatiya Nagarik Suraksha Sanhita, 2023 (herein after referred as 'BNSS') and Crime No.106 of 2025 was registered against the respondent Nos.4 to 6. Further case of the petitioner is that the respondent Nos.4 and 6 developed grudge against the petitioner and were not allowing the petitioner to cultivate his land. Thereafter, petitioner filed W.P.No.22779 of 2021 and this Court vide order dated 17.09.2021 passed the following order:-

"Considering the above said aspects, this writ petition is disposed of granting liberty to the petitioner herein to make a fresh representation to the 3rd respondent-station House Officer, Mulakalapalli Police Station, Bhadravadi-Kothagudem District, duly enclosing a copy of the order dated 25.02.2021 in I.A.No.121 of 2020 in O.S.No.134 of 2020 with a specific request to provide Police protection mentioning the particular day, time and place. On receipt of such application, the 3rd respondent shall consider the same and provide necessary Police protection to the subject property of the petitioner herein. No costs."

4. Subsequent to the order dated 17.09.2021 passed in W.P.No.22779 of 2021, petitioner made a representation and requested respondent No.3 to provide police protection for cultivation of the subject land. However, the respondent No.3 did not provide police protection to the petitioner. Aggrieved by the same, this writ petition is filed.
5. Learned Assistant Government Pleader for Home appearing for respondents Nos.1 to 3 placed on record instructions issued by Sub Inspector of Police, Mulakalapalli Police Station, Bhadravadi Kothagudem District, wherein it is stated that the petitioner has not submitted any representation and instead of

making representation, petitioner has approached this court by filing the writ petition with false and baseless ground against the respondent No.3.

6. At this stage, learned counsel for the petitioner pray this Court to grant liberty to the petitioner to make representation as per the direction in W.P.No.22779 of 2021 dated 17.09.2021 and pray this Court to direct the respondent authorities to consider the petitioner's representation and pass orders in a time bound period.

7. Recording the submission made by the learned counsel appearing on either side and in terms of order dated 17.09.2021, in W.P.No.22779 of 2021, this writ petition is disposed of with a liberty to petitioner to make a fresh representation within a period of one (01) week from the date of receipt of copy of this order and on such representation, the respondent authorities are directed to consider the same and pass order strictly in accordance with law.

8. Accordingly, this writ petition is disposed of. Miscellaneous applications, if any pending, shall stand closed. No order as to costs.

//TRUE COPY//

SD/- M.JAWAHAR REDDY
ASSISTANT REGISTRAR
SECTION OFFICER

To,

1. The Principal Secretary, Home Department, Secretariat, State of Telangana, Hyderabad.
2. The Superintendent of Police, Bhadradi Kothagudem District.
3. The Station House Officer, Mulakalapalli Police Station, Mulakalapalli Mandal, Bhadradi Kothagudem District.
4. One CC to SRI B.S.VENKATA RAMESH, Advocate. [OPUC]
5. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
6. Two CD Copies.

BSK

TKS 

HIGH COURT

DATED:20/08/2025



ORDER

WP.No.24607 of 2025

**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

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