

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE THIRD DAY OF JULY
TWO THOUSAND AND TWENTY THREE

:PRESENT:**THE HONOURABLE Dr. JUSTICE CHILLAKUR SUMALATHA****WRIT PETITION NO: 33708 OF 2022****Between:**

1. M.Ramakrishna Reddy, S/o. Ram Reddy
2. M.Bikshapathi Reddy, S/o. Narayan Reddy
3. M.Srinivas Reddy, S/o. Narayana Reddy

...Petitioners**AND**

1. The State of Telangana, Rep. by its Principal Secretary Forest Department, Secretariat Building, Hyderabad.
2. The District Forest Officer, Siddipet District, Telangana.
3. The Forest Range Officer, Gajwel Division, Siddipet District.
4. The Revenue Divisional Officer, Gajwel Division Siddipet District.
5. The Deputy Inspector of Survey, Gajwel, Siddipet District.
6. The Mandal Surveyor, Wargal Mandal Siddipet District.
7. The Mandal Surveyor, Gajwel Mandal Siddipet 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 Mandamus or any other appropriate writ, order or direction declaring the high handed action of the respondent No. 2 and 3 in proceeding with the construction of compound wall in Survey No. 242 of Mailaram Village, Wargal Mandal, Siddipet District as illegal, arbitrary, unjust and contrary to the direction of this Honorable Court in W P No. 18712 of 2018 dated. 7/06/2018 and consequentially direct the Respondents to fix the boundary stones as per the Joint Inspection Report of Forest Range Officer and Deputy Inspector Survey, Gajwel namely the Respondent No. 3 and 5 dated. 15/2/2019 of Survey No. 242, Mailaram Wargal mandal of Siddipet district by deleting the portion of land admeasuring Ac 31.29 guntas from the Reserve Forest, Gajwel Shrief.

IA NO: 1 OF 2022

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 2 and 3 and their sub ordinates from constructing the Compound Wall by encroaching the land of the Petitioners admeasuring Ac 26.00 guntas in Survey No. 242 of Mailaram village, Wargal Mandal, Siddipet District, pending disposal of WP.No.33708 of 2022, on the file of the High Court.

The petition coming on for hearing and upon perusing the petition and affidavit filed herein and the order of the High Court dated: 25.08.2022, 08.09.2022, 07.11.2022, 17.11.2022, 29.11.2022, 19.12.2022, 29.12.2022, 10.01.2023,

23.02.2023, 28.03.2023, 18.04.2023 and 28.06.2023 made herein and upon hearing the arguments of MR. M.S.N. PRASAD Advocate for the Petitioners, ASSISTANT GP FOR FORESTS for the Respondent Nos.1 to 3 and GP FOR REVENUE for the Respondent Nos.4 to 7, the Court made the following.

ORDER:

Learned Assistant Government Pleader for Forests seeks time to file additional counter-affidavit. Learned counsel also states that relevant material papers which are fatal to the case are also to be filed. Seeks time.

In the light of the said submission, list on 25.07.2023.

Interim order granted earlier is extended till then.

SD/- MOHD. SANAULLAH ANSARI
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to MR. M.S.N. PRASAD Advocate [OPUC]
2. Two CCs to GP FOR FORESTS, High Court at Hyderabad. [OUT]
3. Two CCs to GP FOR REVENUE, High Court at Hyderabad. [OUT]
4. One spare copy

HIGH COURT

Dr.CSL,J

DATED: 03.07.2023

LIST ON 25.07.2023

ORDER

WP.No.33708 of 2022

INTERIM ORDER EXTENDED

