

**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 SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 24746 OF 2025

Between:

1. Khursheed Hussain, S/o Late Qaisar Hussain, Aged about 40 years, Occ. Private Service, R/o H.No. 20-2-552/C, Fatima Colony, Hussainialam, Hyderabad - 500064
2. Syed Azmathullah, S/o Syed Kudratullah, Aged about 55 years, Occ. Private Service, R/o H.No.20-2-433/2, Fatima Colony, Hussainialam, Hyderabad - 500064

...PETITIONERS

AND

1. The State of Telangana, Rep. by its Principal Secretary, Department of Municipal Administration and Urban Development, Dr.B.R. Ambedkar, Telangana Secretariat, Hyderabad
2. The Greater Hyderabad Municipal Corporation, Rep. by its Commissioner, CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad 500063
3. The Zonal Commissioner, South Zone, Greater Hyderabad Municipal Corporation, Hyderabad.
4. The Chief City Planner, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
5. The Deputy Commissioner, Circle 9, GHMC, Charminar (Z), Hyderabad.
6. The Assistant City Planner, Circle 9, GHMC, Charminar (Z), Hyderabad.
7. Masarath Fatima, W/o Mohammed Amanullah Shareef, Aged 46 years, Occ. Advocate, R/o H.No. 20-2-334/1, Fatima Colony, Hussaini Alam, Hyderabad, TS

...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 pass an order, direction or writ particularly in the nature of Writ of Mandamus declaring the inaction of the Respondents No. 2 to 6 on the representation of the Petitioner dated 22-07-2025 and on 23/07/2025 in respect of illegal construction being carried out by the Respondent No. 7 in and over the

property bearing H.No. 21-4-97/98, admeasuring 106.64 Square Yards, situated at Hussaini Alam, Hyderabad, TS, as illegal, arbitrary, and unconstitutional. Consequently this Hon'ble Court may be pleased to direct the Respondents No. 2 to 6 to take immediate and necessary action against the illegal construction being raised by the Respondent No. 7 in and over the house property bearing No. 21-4-97/98, admeasuring 106.64 Square Yards, situated at Hussaini Alam, Hyderabad, TS

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 pass an Interim Direction thereby directing the Respondents No. 2 to 6 to stop the illegal construction being carried out by the Respondent No. 7 on the subject property bearing house No. 21-4-97/98, admeasuring 106.64 Square Yards, situated at Hussaini Alam, Hyderabad, TS, and demolish the illegal structure being raised over the said property without the sanction plan or permit and demolish the entire illegal structure standing on the subject property

Counsel for the Petitioner: SRI. MOHAMMED ADAM

Counsel for the Respondent No.1: GP FOR MCPL ADMN URBAN DEV

Counsel for the Respondent Nos.2 to 6: SRI RAPARTI VENKATESH SC FOR Greater Hyderabad Municipal Corporation

Counsel for the Respondent No.7: ---

The Court made the following: ORDER

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.24746 OF 2025

ORDER: (ORAL)

Aggrieved by the inaction of respondent Nos.2 to 6 on the representations-complaints of the petitioners dated 22.07.2025 and 23.07.2025, regarding illegal construction being carried out by respondent No.7 in the property bearing H.No.21-4-97/98, admeasuring 106.64 square yards, situated at Hussaini Alam, Hyderabad, this writ petition is filed by the petitioners.

2. The petitioners claim to be residents of Fatima Colony, Hussainialam, Hyderabad, and respondent No.7 is their neighbour residing in the same Colony. Respondent No.7 illegally constructed G+3 structure on the property bearing H.No.21-4-97/98, admeasuring 106.64 square yards, situated at Hussaini Alam, Hyderabad, without obtaining municipal permission and by encroaching the public road. The unauthorised construction undertaken by respondent No.7 is posing serious risk to other structures and causing nuisance to the petitioners and the residents of their Colony. The petitioners submitted representations dated 22.07.2025 and 23.07.2025 to respondent Nos.2 to 6 to take action against unauthorised construction being taken up by respondent No.7, but so far no action has been taken on

the said representations, as such, the petitioners are constrained to approach this Court.

3. Heard Mr. Mohammed Adam, learned counsel for the petitioners, and Mr. Raparti Venkatesh, learned Standing Counsel for Greater Hyderabad Municipal Corporation, appearing for respondent Nos.2 to 6, and perused the material available on record.

4. Learned Standing Counsel for respondent Nos.2 to 6 submitted that appropriate action will be taken on the representations of the petitioners.

5. Recording the above submissions, the writ petition is disposed of directing respondent No.5 - Deputy Commissioner Circle 9, GHMC, Charminar Zone, Hyderabad, to consider the representations of the petitioners dated 22.07.2025 and 23.07.2025, regarding unauthorised construction allegedly made by respondent No.7 in the premises bearing H.No.21-4-97/98, admeasuring 106.64 square yards, situated at Hussaini Alam, Hyderabad, by issuing notice to the petitioners and respondent No.7 and affording them an opportunity of hearing, and pass orders, in accordance with law, within a period of four (04) weeks from the date of receipt of a copy of this order. Notice to respondent No.7 is dispensed with. However, if

respondent No.7 is aggrieved by this order, liberty is granted to her to seek modification of this order. No order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in this writ petition stand closed.

SD/- AHMED ABDULLA KHAN
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Department of Municipal Administration and Urban Development, Dr.B.R. Ambedkar, Telangana Secretariat, Hyderabad
2. The Commissioner, Greater Hyderabad Municipal Corporation, CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad 500063
3. The Zonal Commissioner, South Zone, Greater Hyderabad Municipal Corporation, Hyderabad.
4. The Chief City Planner, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
5. The Deputy Commissioner, Circle 9, GHMC, Charminar (Z), Hyderabad.
6. The Assistant City Planner, Circle 9, GHMC, Charminar (Z), Hyderabad.
7. One CC to SRI. MOHAMMED ADAM Advocate [OPUC]
8. One CC to SRI RAPARTI VENKATESH SC FOR Greater Hyderabad Municipal Corporation [OPUC]
9. Two CCs to GP FOR MCPL ADMN URBAN DEV ,High Court for the State of Telangana. [OUT]
10. Two CD Copies

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HIGH COURT

DATED:21/08/2025



ORDER

WP.No.24746 of 2025

**DISPOSING THE WRIT PETITION
WITHOUT COSTS**

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