

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD  
TUESDAY, THE THIRTY FIRST DAY OF DECEMBER TWO THOUSAND AND  
NINETEEN

**:PRESENT:**  
**THE HONOURABLE SRI JUSTICE P NAVEEN RAO**

**IA No. 1 OF 2019**  
**IN**  
**WP NO: 29015 OF 2019**

**Between:**

Eden Apartments Block-B Owners Welfare Association, Represented by its Secretary Adunuthala Sridhar S/o. Achyut Rama. Rao, Age 53 years, Occ Farmer, R/o. D.No.7-1-275/E, Flat No.407, Eden Apartments, Balkampet, Hyderabad.

...Petitioner

(Petitioner in WP 29015 OF 2019  
on the file of High Court)

**AND**

1. The State of Telangana, Rep. by its Principal Secretary, Municipal Administration and Urban Development Department, Secretariat, Secretariat Buildings, Hyderabad.
2. The Commissioner, GHMC, Liberty, Hyderabad.
3. The Deputy Commissioner, GHMC, Khairatabad Circle-10 and 17, Abids, Hyderabad.
4. The Chief City Planner, City Planning Department, Boorgula Ramakrishna Bhavan, Hyderabad.
5. Sanjay Amarnath, Occ Private Employee, R/o. D.No 7-1-275/E/G1, Eden Apartments, Balkampet, Hyderabad.
6. S. Kalyani, W/o. Surinder Singh, Occ Housewife, R/o. D.No.7-1-275/E/G2, Eden Apartments, Balkampet, Hyderabad.
7. M.A. Sattar, Occ Business, R/o. D.No.7-1-275/E/G3, Eden Apartments, Balkampet, Hyderabad.
8. Y. Anasuya, Occ Housewife, R/o. D.No.7-1-275/E/G4, Eden Apartments, Balkampet, Hyderabad.
9. Mahmooda Begum, Occ Housewife, R/o. D.No.7-1-275/E/G5, Eden Apartments, Balkampet, Hyderabad.
10. Prabha Kandelia, W/o. Pawan Kandelia, Occ Business, R/o. D.No.7-1-275/E/G6, Eden Apartments, Balkampet, Hyderabad.

...Respondents

(Respondents in-do-)

**Counsel for the Petitioner : Sri PRUDHVI RAJ MUDUNURI**  
**Counsel for the Respondent No.1: GP FOR MCPL ADMN URBAN DEV (TG)**  
**Counsel for the Respondent Nos.2 to 4 : Sri Chatla Madhu.**

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 direct the Respondent Nos.3 and 4 to consider the petitioner's association representation dt.30/08/2018 and dt.26/11/2019, by taking appropriate action against Respondent Nos.5 to 10 by demolishing the illegal construction contravening the GHMC, Regulations, pending disposal of WP No. 29015 of 2019, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following.(The receipt of this order will be deemed to be the receipt of notice in the case).

**ORDER:**

The material on record discloses that on 17.7.2014, notice under Section 452(1) and 461(1) of HMC Act, 1955 was issued alleging unauthorized construction in the parking area of the subject property. On 9.5.2018 another

notice under Section 452(1) of HMC Act, 1955 was issued. Again another notice was issued on 28.8.2019 under Section 452(2) of HMC Act, 1955.

According to petitioner Association, though the Association also made number of representations dated 26.11.2019, 30.8.2018, 10.7.2018 and 21.9.2019 to the Respondent Corporation ventilating their grievance for removal of unauthorized construction, so far no action is taken and on account of illegal constructions made in the parking area, grave prejudice is caused to the members of the petitioner Association.

In view thereof, the Respondents 3 and 4 are directed to consider the representations made by the Petitioner Association on 30.8.2018 and 26.11.2019 in accordance with law, within a period of two weeks from the date of receipt of a copy of this order.

//TRUE COPY//

SD/- CH. VENKATESHWAR  
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration and Urban Development Department, State of Telangana, Secretariat, Secretariat Buildings, Hyderabad.
2. The Commissioner, GHMC, Liberty, Hyderabad.
3. The Deputy Commissioner, GHMC, Khairatabad Circle-10 and 17, Abids, Hyderabad.
4. The Chief City Planner, City Planning Department, Boorgula Ramakrishna Bhavan, Hyderabad.
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9. Mahmooda Begum, Occ Housewife, R/o. D.No.7-1-275/E/G5, Eden Apartments, Balkampet, Hyderabad.
10. Prabha Kandelia, W/o. Pawan Kandelia, Occ Business, R/o. D.No.7-1-275/E/G6, Eden Apartments, Balkampet, Hyderabad.(1 to 10 By RPAD)
11. One CC to SRI PRUDHVI RAJ MUDUNURI, Advocate [OPUC]
12. Two CCs to GP FOR MCPL ADMN & URBAN DEV (TG), High Court at Hyderabad. [OUT]
13. One spare copy

HIGH COURT

PNR,J

DATED:31/12/2019

ORDER

I.A.NO.1 OF 2019  
IN  
WP.No.29015 of 2019

DIRECTION



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