

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
MONDAY, THE FIFTEENTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE

:PRESENT:

THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA
WRIT PETITION NOs: 1224, 77, 8718 AND 8895 OF 2025
and W.P.NO. 41834 OF 2015

W.P.No.1224 of 2025

Between:

Dharavath Krishna, S/o. Nandya.

...Petitioner

AND

1. The State of Telangana, Tribal Welfare Department, Dr. B.R. Ambedkar Secretariat, Hyderabad. Rep. by Principal Secretary.
2. The Commissioner, Tribal Welfare Department, DSS Bhavan, Masab Tank, Hyderabad.
3. The Special Assistant Agent and Sub-Divisional Magistrate, Mobile Court, Bhadrachalam.
4. Dharavath Tharya, S/o. Gangya, Occ: Cultivation, R/o. Tekulapally Village and Mandal, Bhadradi - Kothagudem District.
5. Dharavath Nandya, S/o. Bhimsingh, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradi - Kothagudem District.
6. Dharavath Badya, S/o. Bhimsingh, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradi - Kothagudem District.
7. Dharavath Mangya, S/o. Bhimsingh, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradi - Kothagudem District.
8. Dharavath Balaji, S/o. Mangya, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradi - Kothagudem District.
9. Dharavath Chinneswara Rao, S/o. Badya, Occ: Govt. Teacher, R/o. Tekulapally Village and Mandal Bhadradi - Kothagudem District.
10. Dharavath Kokya, S/o. Nandya, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradi - Kothagudem District.

(Respondents 5 to 10 are not necessary parties to this Writ Petition)

...Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed thereto, the High Court may be pleased thereto issue writ order or direction more particularly one in the nature of Writ of Certiorari calling for the records pertaining to the Decree and Judgement dt. 28-02-2024 passed in O.S.No. 215 of 2013 on the file of the 3rd Respondent and declare the same as irregular, violative of principles of natural justice, contrary Telangana Agency Rules, 1924 and also contrary to the Articles 14, 21 and 300-A of the Constitution of India and set aside the same.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 13.02.2025, 02-05-2025, 10.06.2025, 08.07.2025, 24.07.2025, 06.08.2025, 13.08.2025, 19.08.2025, 20.08.2025, 04.09.2025, 06.11.2025 and 13.11.2025 made herein and upon hearing the arguments of SRI. T. VASANTHA RAO Advocate for the Petitioner, SRI. MOHAMMED IMRAN KHAN, learned ADDITIONAL ADVOCATE GENERAL for the Respondent Nos.1 to 3 and SRI. PULLA RAO YELLANKI Advocate for the Respondent No.4,

W.P.No.77 of 2025

Between:

Dharavath Krishna, S/o. Nandya

...Petitioner

AND

1. The State of Telangana, Tribal Welfare Department, Dr. B.R. Ambedkar Secretariat, Hyderabad, Rep. by Principal Secretary.
2. The Commissioner, Tribal Welfare Department, DSS Bhavan, Masab Tank, Hyderabad.
3. The Special Assistant Agent and Sub-Divisional Magistrate, Mobile Court, Bhadrachalam.
4. Bhukya Yesu, S/o. Kristna, Occ: Cultivation, R/o. Tekulapally Village and Mandal, Bhadradri - Kothagudem District.
5. Dharavath Nandya, S/o. Bhimsingh, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradri - Kothagudem District.
6. Dharavath Badya, S/o. Bhimsingh, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradri - Kothagudem District.
7. Dharavath Mangya, S/o. Bhimsingh, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradri - Kothagudem District.
8. Dharavath Balaji, S/o. Mangya, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradri - Kothagudem District.
9. Dharavath Chinneswara Rao, S/o. Badya, Occ: Govt. Teacher, R/o. Tekulapally Village and Mandal Bhadradri - Kothagudem District.
10. Dharavath Kokya, S/o. Nandya, Occ: Cultivation, R/o. Tekulapally Village and Mandal Bhadradri - Kothagudem District.

(Respondent Nos.5 to 10 are not necessary parties to this Writ Petition).

...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 writ order or direction more particularly one in the nature of Writ of Certiorari calling for the records pertaining to the Decree and Judgement dt. 28-02-2024 passed in O.S.No. 214 of 2013 on the file of the 3rd Respondent and declare the same as irregular, violative of principles of natural justice, contrary to Telangana Agency Rules, 1924 and also contrary to the Articles 14, 21 and 300-A of the Constitution of India and set aside the same.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 03.1.2025 made in I.A.No.1 of 2025 and 04.02.2025, 07.04.2025 made in I.A.No.2 of 2025 and 22.04.2025, 13.06.2025, 08.07.2025, 24.07.2025, 06.08.2025, 13.08.2025, 19.08.2025, 20.08.2025, 04.09.2025, 06.11.2025 and 13.11.2025 made herein and upon hearing the arguments of SRI. T. VASANTHA RAO Advocate for the Petitioner, SRI. MOHAMMED IMRAN KHAN, learned ADDITIONAL ADVOCATE GENERAL for the Respondent Nos.1 to 3 and SRI. PULLA RAO YELLANKI Advocate for the Respondent No.4,

W.P.No.8718 of 2025

Between:

Dharavath Krishna, S/o. Nandya

...Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary Tribal Welfare Department, Dr. B.R. Ambedkar Telangana State Secretariat, Hyderabad.
2. The Commissioner, Tribal Welfare Department, DSS Bhavan, Masab Tank, Hyderabad.
3. The Special Assistant Agent and Sub-Divisional Magistrate, Mobile Court, Bhadrachalam, Bhadradi Kothagudem District.
4. Bhukya Yesu, S/o. Kristna, aged about 64 years, Occ: Cultivation, R/o. Tekulapally Village and 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 writ, order or direction more particularly one in the nature of Writ of CERTIORARI calling for the records pertaining to the Decree and Judgment dt. 28-02-2024 passed in O.S.No. 502 of 2015 on the file of the 3rd Respondent and declare the same as irregular, violative of principles of natural justice, contrary to Telangana Agency Rules, 1924 and also contrary to the Articles 14, 21 and 300-A of the Constitution of India and consequently set aside the same.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 25.03.2025, 22.04.2025, 13.06.2025, 08.07.2025, 24.07.2025, 06.08.2025, 13.08.2025, 19.08.2025, 20.08.2025, 04.09.2025, 06.11.2025 and 13.11.2025 made herein and upon hearing the arguments of SRI. T. VASANTHA RAO Advocate for the Petitioner and SRI. MOHAMMED IMRAN KHAN, learned ADDITIONAL ADVOCATE GENERAL for the Respondent Nos.1 to 3,

W.P.No.8895 of 2025

Between:

Dharavath Krishna, S/o. Nandya

...Petitioner

AND

1. The State of Telangana, Rep. by its Principal Secretary Tribal Welfare Department, Dr. B.R. Ambedkar Telangana State Secretariat, Hyderabad.
2. The Commissioner, Tribal Welfare Department, DSS Bhavan, Masab Tank, Hyderabad.
3. The Special Assistant Agent and Sub-Divisional Magistrate, Mobile Court, Bhadrachalam, Bhadradri Kothagudem District.
4. Dharavath Tharya, S/o. Gangya, aged about 60 years, Occ: Cultivation, R/o. Tekulapally Village and Mandal, Bhadradri - 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 writ, order or direction more particularly one in the nature of Writ of CERTIORARI calling for the records pertaining to the Decree and Judgment dt. 28-02-2024 passed in O.S.No. 503 of 2015 on the file of the 3rd Respondent and declare the same as irregular, violative of principles of natural justice, contrary to Telangana Agency Rules, 1924 and also contrary to the Articles 14, 21 and 300-A of the Constitution of India and consequently set aside the same.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 25.03.2025, 22.04.2025, 13.06.2025, 08.07.2025, 24.07.2025, 06.08.2025, 13.08.2025, 19.08.2025, 20.08.2025, 04.09.2025, 06.11.2025 and 13.11.2025 made herein and upon hearing the arguments of SRI. T. VASANTHA RAO Advocate for the Petitioner and SRI. MOHAMMED IMRAN KHAN, learned ADDITIONAL ADVOCATE GENERAL for the Respondent Nos.1 to 3.

WRIT PETITION NO: 41834 OF 2015

Between:

1. A. KISTA REDDY, S/o Potha Reddy, Aged about 66 years, occ Agriculture. R/o Karatoiguda village, Mandal Bela, District Adilabad.

2. BOTHKURI KALA BAI, d/o Bothkuri Shivanna, aged about 58 years, occ Agriculture, r/o Village Sundaragiri, Mandal Jainath, District Adilabad.
3. LAXMI, w/o Bapanna, aged about 60 years, occ Agriculture, r/o Bhuktapur locality, Adilabad Town, District Adilabad.
4. B. SANTENNA, s/o Ganga Reddy, aged about 50 years, Occ Agriculture, r/o vidyanagar colony, Adilabad town, District Adilabad.
5. B. SUDERSHAN REDDY, s/o Potha Reddy, Aged about 43 years, occ Agriculture, r/o Ramairampur village, Mandal and District Adilabad.
6. B. BAPANNA (Died as per LRs P37 and P38), s/o Potha Reddy, aged about 55 years, Occ Agriculture, r/o Pipparwada village, Mandal Jainath, District Adilabad.
7. B. LASMA REDDY, s/o Potha Reddy, aged about 53 years, occ Agriculture, r/o Karatoiguda village, Mandal Bela, District Adilabad.
8. B. KISTA REDDY, s/o Linga Reddy, aged about 38 years, occ Agriculture, r/o Bandala Nagapur Village, Mandal Thamsi, District Adilabad.
9. B. VENKATA REDDY, s/o Linga Reddy, aged About 44 years, occ Agriculture, r/o Bandala Nagapur Village, Mandal Tamsi, District Adilabad.
10. B. SURENDAR REDDY, s/o Narsinga Reddy, Aged about 43 years, occ Ramairampur village, Mandal and District Adilabad.
11. RAMCHANDER, s/o Baji Rao, aged about 70 years, Karatoiguda village, Mandal Bela, District Adilabad.
12. M. NARSINGH RAO (Died as per LRs P39 to P41), s/o Bhumanna, aged about 80 years, occ Agriculture, r/o Savapur village, Mandal Jainath, District Adilabad.
13. M. RAMA RAO (Died as per LRs P60 to P64), s/o Bhumanna, aged about 70 years, Occ Agriculture, r/o Kumbadhari village, Mandal and District Adilabad.
14. M. NARSINGU, s/o Ganganna, aged about 55 years, Occ Agriculture, r/o Savapur village, Mandal Jainath, District Adilabad.
15. M. BHASKAR, s/o Pedda Narsingu, aged about 80 years, occ Agriculture, r/o Kapparla village, Mandal Thamsi, District Adilabad.
16. M. NARAYANA (Died as per LRs P42 and P43), s/o late Ganapathy, aged about 55 years, occ Agriculture, r/o Vaterli Sangidi village, Jainath Mandal, District Adilabad.
17. B. RAMULU, s/o Narsimlu, aged about 65 years, Occ Agriculture, r/o Karagoiguda village, Mandal Bela, District Adilabad.
18. LAXMI BAI, w/o Rambhari, aged about 65 years, Occ Agriculture, Kumbadhari village, Mandal and District Adilabad.
19. P. RAM REDDY, s/o Narsimlu, aged about 60 years, Occ Agriculture, r/o Karagoiguda village, Mandal Bela, District Adilabad.
20. P. RUKMA BAI, w/o Nadipanna, aged about 70 years, Occ Agriculture, r/o Karagoiguda village, Mandal Bela, District Adilabad.
21. P. BUCHIRI, s/o Buchanna, aged about 75 years, Occ agriculture, r/o Karagoiguda village, Mandal Bela, District Adilabad.
22. M. VENKATI (Died as per LRs P44 to P46), s/o Ramulu, aged about 80 years, Occ Ramai village, Mandal and District Adilabad.
23. SARASANI LAXMI BAI, w/o Venkata Reddy, Aged about 40 years, occ Agriculture, r/o Bhutapur Locality, Adilabad town and District.
24. SARASANI VENKATA REDDY, s/o Narsinga Rao. Aged about 46 years, occ Agriculture, r/o Bhutapur Locality, Adilabad town and District.

25. LOKA GANGA REDDY (Died as per LRs P47 to P49) s/o Narayana, Aged about 70 years, occ Agriculture, r/o Ravindranagar colony, Adilabad town and District.
26. G. BAPANNA (Died as per LRs P50 to P53), s/o G. Narayana, aged about 60 years, occ Agriculture, r/o Bhuktapur locality, Adilabad Town and District.
27. MADHUKAR, s/o China Chinnanna, aged About 45 years, occ Agriculture, r/o Bhuktapur locality, Adilabad Town and District.
28. AVULA SUDERSHAN (Died as per LRs P54 to P56), s/o China Chinnanna, Aged about 50 years, occ Agriculture, r/o Bhuktapur locality, Adilabad Town and District.
29. AVULA SHIVANNA, s/o China Chinnanna, aged About 48 years, occ Agriculture, r/o Karatoiguda village, Mandal Bela, District Adilabad.
30. LAXMI BAI (Died as per LRs P57 to P59), w/o M. Venkati, aged about 85 years, occ Agriculture, r/o Karatoiguda village, Mandal Bela, District Adilabad.
31. D. SRINIVAS, s/o D. Ramulu, aged about 50 years. occ Agriculture, r/o Karatoiguda village, Mandal Bela, District Adilabad.
32. BORI VIJAYA, w/o Bori Bhumanna, aged about 50 years, occ Agriculture, r/o Karatoiguda village, Mandal Bela, District Adilabad.
33. CHAWAN RAMDAS, s/o Ganga Naik, aged about 50 years, occ Agriculture, r/o Karatoiguda village, Mandal Bela, District Adilabad.
34. RASAM SRIKANTH, s/o Sathenna, aged about 36 years, occ Agriculture, r/o Belgaon village, Mandal Bela, District Adilabad.
35. SEDAM THANBA, s/o Lachu, aged about 55 years, occ Agriculture, r/o Karatoiguda village, Mandal Bela, District Adilabad.
36. K. POSHETTY, s/o Rajanna, aged about 50 years, Occ Agriculture, r/o Bhuktapur locality, Mandal and District Adilabad.
37. B. Chinnakka, W/o. Late B. Bapanna at B.Bapu Reddy, Aged about 49 years, Occ. Agriculture, R/o. Papparwada Village, Mandal Jainath, District Adilabad.
38. Badala ravinder Reddy, S/o. Late B. Bapanna @ B.Bapu Reddy District Adilabad. P37 and P38 are brought on record as LRs of the deceased Petitioner No. 6 as per C.O.dt. 26.11.2024 in IA No. 2/2024.
39. Marshetty Sathyanarayana, S/o. Late Sri Marchetty Narsimlu, District Adilabad.
40. Marshetty Naganna, S/o. Late Sri Marchetty Narsimlu, District Adilabad.
41. Sulochana, D/o. Late Sri Marchetty Narsimlu, District Adilabad. P39 to P41 are brought on record as LRs of the deceased Petitioner No. 12 as per C.O.dt. 26.11.2024 in IA No. 8/2024.
42. Maruve Uma, D/o. Late M. Narayana, District Adilabad.
43. Maruve Janabai, W/o. Late M. Narayana, District Adilabad. P42 and P43 are brought on record as LRs of the deceased Petitioner No. 16 as per C.O.dt. 26.11.2024 in IA No. 3/2024.
44. Marshetty Thirupathi, S/o. Late Venkati, District Adilabad.
45. Marshetty Ramesh, S/o. Late Venkati, District Adilabad.
46. Marshetty Eshwaramma, W/o. Late Sri Ganapathi, District Adilabad. P44 to P46 are brought on record as LRs of the deceased Petitioner No. 22 as per C.O.dt. 26.11.2024 in IA No. 7/2024.
47. Loka Srinivas Reddy, S/o. Late Sri Loka Ganga Reddy, Dist Adilabad.
48. Tippareddy Vanaja, D/o. Sri Loka Ganga Reddy, District Adilabad

49. Pragnya Rajendra Yellalwar, D/o. Late Sri Loka Ganga Reddy, District Adilabad. P47 to P49 are brought on record as LR's of the deceased Petitioner No. 25 as per C.O.dt. 26.11.2024 in IA No. 6/2024.
50. Garpelli Bhumakka, W/o. Late Sri Bapanna, Adilabad District.
51. Garpelly Santosh, S/o. Late Sri Bapanna, Adilabad District.
52. Sunitha, D/o. Late Sri Bapanna, Adilabad District.
53. Pasula Swarupa, D/o. Late Sri Bapanna, Adilabad District. P50 to P53 are brought on record as LR's of the deceased Petitioner No. 26 as per C.O.dt. 26.11.2024 in IA No. 4/2024.
54. Avula Vijaya, W/o. Late Avula Sudarshan, District Adilabad.
55. Avula Sharath Kumar, S/o. Late Avula Sudarshan, District Adilabad.
56. Avula Ravikaran, S/o. Late Avula Sudarshan, District Adilabad. P54 to P56 are brought on record as LR's of the deceased Petitioner No. 28 as per C.O.dt. 26.11.2024 in IA No. 5/2024.
57. Kurumila Hanmandlu, S/o. Late Venkati, District Adilabad.
58. kurumilla Sriramulu, S/o. Late Venkati, District Adilabad.
59. Kurumilla Satyanarayana, S/o. Late Venkati, District Adilabad. P57 to P59 are brought on record as LR's of the deceased Petitioner No. 30 as per C.O.dt. 26.11.2024 in IA No. 1/2024.
60. Marshetti Lasumdevi, W/o. Late M. Rama Rao @ Ramdhari, District Adilabad.
61. Machetty Narsing, S/o. Late M. Rama Rao @ Ramdhari, District Adilabad.
62. Marshetty Kishtanna, S/o. Late M. Rama Rao @ Ramdhari, District Adilabad.
63. Marshetty Tripathi, S/o. Late M. Rama Rao @ Ramdhari, District Adilabad.
64. Gandrath Savitha, D/o. Late M. Rama Rao @ Ramdhari, District Adilabad. P60 to P64 are brought on record as LR's of the deceased Petitioner No. 13 as per C.O.dt. 26.11.2024 in IA No. 9/2024.

Petitioner Nos. 37 & 38, 39 to 41, 42 & 43, 44 to 46, 47 to 49, 50 to 53, 54 to 56, 57 to 59, 60 to 64 are brought on record as LR's of the deceased petitioner Nos. 6, 12, 16, 22, 25, 26, 28, 30, 13 respectively as per C.O. dt. 26.11.2024 in IA.Nos. 1 to 9 of 2024.

Petitioners

AND

1. The State of Telangana,, rep by its Principle Secretary to Govt. Tribal Welfare Department, Telangana Secretariat, Hyderabad.
2. The District Collector, Adilabad, District Adilabad., -
3. The Land Acquisition Officer, Cum Revenue Divisional Officer, Adilabad District.
4. The Project Officer,, Integrated Tribal Development Agency, (ITDA) Utnoor, District Adilabad
5. The Executive Engineer,, Irrigation and Commandant Area M.I.P. Division, District Adilabad.
6. The Engineer in Chief,, Irrigation and Commandant, Area Development Department, (IandCADD) Irrigation Department, State of Telangana, Erra Manzi colony, Khairtabad, Hyderabad.

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, or orders, direction or directions, or issue a writ, more particularly in the nature of Writ of Mandamus (i) Direct the State of Telangana to constitute the special courts in scheduled areas of State of Telangana, strictly following Chapter-VI of the Constitution of India and as well as the mandatory provisions of Advocates Act 1961 for deciding civil litigation between the people of Scheduled areas (ii) Declare the action of State Government in adopting the pre-constitutional agency rules 1924, without requisite amendments and adopting the methodology and procedure for resolving the civil disputes between the people of scheduled areas through the agency courts presided by unqualified incompetent officers is illegal arbitrary, violative of Article 14, 233, 233 (a), 234, 235, 236, 372, 375, 300-A, and 31-A of the Constitution of India (iii) further direct the State of Telangana to extend the provisions of A.P. Civil Courts Act 1972 in scheduled areas of State of Telangana for deciding the civil disputes between the people of scheduled areas, till the Constitution of effective agency cot is in scheduled areas according to prevailing laws, (iv) pass an order to decide the petitions filed by the petitioners herein under section 18 of the Land Acquisition Act in respect of the acquired land through Proceedings issued by the respondent no.2 vide No.B/422/92 dated 5-2-1996 through competent civil courts

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI S CHANDRASEKHAR Advocate for the Petitioners, ADDL. ADVOCATE GENERAL for respondents, the Court made the following.

ORDER:

Heard learned counsel for petitioner and Sri Mohammed Imran Khan, learned Additional Advocate General appearing for the respondents.

Learned Additional Advocate General appearing for the respondents submits that as per G.O.Rt.No.706, dated 12.12.2025, it is stated that Sri Jakkampudi Kashaiah, Deputy Collector, presently working as SDC, LA, ISRLIP, RDLIS, Palvancha, Bhadradi Kothagudem District is hereby transferred. On transfer, he is posted as Sub-Divisional Magistrate, Mobile Court, Bhadrachalam, in the existing vacancy.

2. The District Collector, Bhadradi Kothagudem District is requested to make necessary alternative arrangements for the post of SDC, LA, ISRLIP, RDLIS, Palvancha, Bhadradi Kothagudem District.

3. The date of the relief and joining of the above officer be intimated to the Government.

learned Additional Advocate General appearing for the respondents further ensured that they will implement the order passed by this Court in the

case of *Kodimi Rajamma Vs. Prinicipal Secretary, Home (Courts-A) Department¹*, within a period of eight weeks from today.

List on 30.01.2026.

SD/-MOHD.ISMAIL
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The District Collector, Bhadradi Kothagudem District
2. One CC to SRI. T. VASANTHA RAO, Advocate [OPUC].
3. One CC to SRI S CHANDRASEKHAR, Advocate [OPUC].
4. Two CCs to GP FOR REVENUE, High Court at Hyderabad.(OUT)
5. Two CCs to ADDITIONAL ADVOCATE GENERAL, High Court at Hyderabad [OUT].
6. One spare copy

HIGH COURT

NBKJ

DATED:15/12/2025

LIST ON 30.01.2026

ORDER



WRIT PETITION NOs: 1224, 77, 8718 AND 8895 OF 2025
AND W.P.NO. 41834 OF 2015

DIRECTION