



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

FRIDAY, THE THIRTEENTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE SUDDALA CHALAPATHI RAO

WRIT PETITION NO: 37867 OF 2015

Between:

Digvijay Jain, S/o. Late Naresh Kumar Jain, R/o.22-2-849/1, Noorkhan Bazar,
Hyderabad, Telangana.

.....PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary Municipal Administration and Urban Development Secretariat buildings, Hyderabad.
2. Greater Hyderabad Municipal Corporation, Represented by its Commissioner Tank Bund, Hyderabad.
3. Chief Veterinary Officer, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
4. D. Sridhar Yadav, S/o. D.Jagadishwar, Occ. Dairy Farm business, R/o. H.no. 22-1-536, Noor Khan Bazar, Hyderabad.
5. M/s. Choudary Diary Farm" rep, by D. Sridhar Yadav, O/o. H. No. 22-1-536, Noor Khan Bazar, 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 issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the Respondents in not considering petitioner representation dated 26.09.2015 as being illegal, unreasonable and in contravention of GHMC Act and consequently direct the Respondents herein to take action against M/s. Choudary Diary Farm being run by the Respondent No.4 herein situated at Nook Khan Bazzar, Hyderabad by Closing the same.



2026:TSHC:9158

I.A.NO:1 OF 2015 (WPMP.NO:48715 OF 2015)

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 4th and 5th respondent to stop all diary farm activities in M/s. Choudary Diary Farm", situated at Nook Khan Bazaar, Hyderabad, pending disposal of the writ petition.

I.A.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 receive the additional material documents in the present case, pending disposal of the above Criminal Appeal.

Counsel for the Petitioner : SRI PARIKSHITH KUTUR

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

Counsel for the Respondent Nos.2 & 3 : SRI. RAPARTHI VENKATESH (SC FOR GHMC TELANGANA)

Counsel for the Respondent Nos.4 & 5 : --

The Court made the following ORDER



2026:TSHC:9158

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

THE HONOURABLE SRI JUSTICE SUDDALA CHALAPATHI RAO

WRIT PETITION No.37867 OF 2015

DATED: 13.02.2026

Between:

Digvijay Jain.

...Petitioner

AND

The State of Telangana,
Represented by its Principal Secretary,
Municipal Administration and Urban
Development Department,
Secretariat Buildings,
Hyderabad and 4 others.

...Respondents

ORDER:

The instant writ petition is filed to declare the inaction on the part of the official respondents in not considering the petitioner's representation dated 26.09.2015 as being illegal, unreasonable and in contravention of GHMC Act and consequently direct the respondents herein to take action against M/s.Choudary Dairy Farm being run by the respondent No.4 herein situated at Nook Khan Bazaar, Hyderabad by closing the same.

2. Heard Sri Parikshith Kutur, learned counsel for the petitioner, learned Assistant Government Pleader for Municipal



Administration appearing for respondent No.1 and Sri Raparthi Venkatesh, learned Standing counsel for GHMC appearing for respondent Nos.2 and 3 and perused the material on record .

3. The brief facts of the case are that the petitioner states that Respondent No.4 is operating a dairy farm under the name "M/s. Choudary Dairy Firm" opposite his residence, causing significant inconvenience to petitioner and neighboring residents. The dairy farm, allegedly maintaining 80-100 buffaloes, is stated to be functioning illegally within city limits without obtaining the requisite license under Section 623 of the GHMC Act. Despite a complaint dated 16.07.2012 submitted to the Greater Hyderabad Municipal Corporation (GHMC) and other authorities seeking its removal, no action was taken. Subsequently, the petitioner filed a complaint before the Lokayukta on 28.01.2013 against respondent No.2 for failure to act. During the proceedings, respondent No.4 filed an implead petition, which was allowed on 24.04.2013. GHMC authorities seized 9 buffaloes, which were later released by order of the Lokayuktha on the condition that they remain within the premises of respondent No.4. A compliance report dated 27.04.2013 (Complaint No.603/2013/B1) was submitted by GHMC declaring the dairy farm illegal within city limits.



4. It is further stated the petitioner filed objections on 26.08.2013, asserting that the dairy farm continued operations. Further objections were filed in C.C. No.609 of 2013 challenging the implead petition. On 31.12.2013, Respondent No.4 lodged a complaint alleging that the petitioner falsely represented himself as an advocate. Based on this, FIR No.239/2014 was registered at Dabeerpura Police Station under Section 420 IPC, and subsequently the petitioner was charged under Section 417 IPC. The petitioner later sought return of original documents submitted to the Lokayukta, including his complaint dated 16.07.2012 and legal notice dated 10.09.2012; however, the documents were reportedly not traceable. On 11.04.2014, GHMC reiterated before the trial court that the dairy farm was operating without permission. The Lokayukta complaint was closed on 03.07.2015. Thereafter, the petitioner submitted a fresh representation dated 26.09.2015 alleging continued inaction by GHMC against the illegal dairy farm.

5. Learned Standing Counsel for GHMC appearing for respondent Nos.2 and 3 did not dispute the same.

6. Recording the aforesaid submissions made by learned counsel on either side, this Writ Petition is disposed of, by directing the respondents to consider the representation of the



petitioner dated 26.09.2015 by following the due process of law^{2026:TSHC:9158} in accordance with the provisions of the GHMC Act, 1955. The respondents shall take appropriate measures in the matter and ascertain whether the said Dairy Farm is operating with a valid and appropriate license issued by the competent authority. The respondents shall issue notice to respondent No.4 and other concerned parties and provide them an opportunity of hearing. If respondent Nos.4 and 5 are found entitled to the grant of such licence, the respondents are at liberty to follow the due process of law and grant the requisite license(s) in accordance with the provisions of the Act. The respondents are further directed to conduct a proper enquiry and pass appropriate orders strictly under the provisions of the GHMC, 1955.

As a sequel, miscellaneous applications pending, if any, shall stand closed.

SD/-M. JAWAHAR REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Principal Secretary, Municipal Administration and Urban Development Secretariat buildings State of Telangana at Hyderabad.
2. The Commissioner, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
3. The Chief Veterinary Officer, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
4. Two CC's to G.P FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT, High Court for the State of Telangana at Hyderabad. (OUT)
5. One CC to SRI PARIKSHITH KUTUR, Advocate [OPUC]
6. One CC to SRI RAPARTHI VENKATESH (SC FOR GHMC TELANGANA) Advocate [OPUC]
7. Two CD Copies

SA

[Signature]



2026:TSHC:9158

HIGH COURT

DATED: 13/02/2026

ORDER

WP.No.37867 of 2015



DISPOSING OF THE W.P
WITHOUT COSTS.

(9)
lpr
15/4/26