

(SHOW CAUSE NOTICE BEFORE ADMISSION)

[2570]

HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

THURSDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND EIGHTEEN-

:PRESENT:

THE HONOURABLE SRI JUSTICE C.PRAVEEN KUMAR

WRIT PETITION NO: 31141 OF 2018

Between:

Mohd. Habeeb-Ur-Rahaman @ Sajid, S/o Mohd. Abdul Rahaman, Aged about 51 years, Occ. business, R/o H.No.17-1-319/ A/17, OYC Colony, Edi Bazar, Hyderabad

Petitioner

AND

1. The State of Telangana, Rep. by its Prl. Secretary, Revenue Department, Secretariat, Hyderabad.
2. The District Collector, Lakidikapool, Ranga Reddy District.
3. The Revenue Divisional Officer, Shadnagar, Ranga Reddy District.
4. The Tahsildar, Farooq Nagar Mandal, Shadnagar, Ranga Reddy District.
5. M. Ramakrishna Rao, S/o M. Venkata Ramarao, Aged about 60, Occ. Business, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.
6. M. Sobha Rani, W/o Late Madhusudhan Rao, Aged about 58, Occ. House-Wife, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.
7. M. Laxman Rao, S/o M. Venkta Ramarao, Aged about 56, Occ. Business, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.

Respondents

WHEREAS the Petitioner above named through his Advocate SRI.P.S.P.SURESH KUMAR, presented this 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 of Mandamus, declaring the action of the Respondent No. 3 in issuing proceedings dated 23/09/2017 and increasing the land from Ac.01-10 gts to Ac.5-00 gts in Sy.No.215, Mogaligadda Village, Farooqnagar Mandal, Ranga Reddy District as illegal, arbitrary, violation of Principles of Natural Justice and violation of Articles 14, 21 and 300A of the Constitution of India and consequently set aside the same

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of SRI.P.S.P.SURESH KUMAR, Advocate for the Petitioner and of learned Government Pleader for Revenue (T.G.) for Respondent Nos.1 to 4, **directed issue of notice to the unofficial Respondent Nos.5 to 7** herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. M. Ramakrishna Rao, S/o M. Venkata Ramarao, Aged about 60, Occ. Business, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.
2. M. Sobha Rani, W/o Late Madhusudhan Rao, Aged about 58, Occ. House-Wife, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.
3. M. Laxman Rao, S/o M. Venkta Ramarao, Aged about 56, Occ. Business, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.

are directed to show cause as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 1 OF 2018

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 suspend the operation of proceedings, dated 23/09/2017 passed by the Respondent No.3, pending disposal of W.P.No.31141 of 2018, on the file of the High Court.

IA NO: 2 OF 2018

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 grant leave to the Petitioner to file the Writ Petition challenging the Impugned Orders, dated 23-09-2017 passed by Respondent No.3, pending disposal of W.P.No.31141 of 2018, on the file of the High Court.

THE COURT MADE THE FOLLOWING ORDER:

Notice before admission to the unofficial respondents.

Learned counsel for the petitioner is permitted to take out personal notice to the unofficial respondents by R.P.A.D. and file proof of service.

Learned Government Pleader for Revenue takes notice on behalf of the official respondents and sought time to get instructions.

The grievance of the petitioner is that the impugned order dated 23.9.2017, came to be passed without issuing any notice and without hearing the petitioner.

Having regard to the facts and circumstances of the case, status quo existing as on today, shall be maintained with regard to the entries made in the revenue records in respect of land admeasuring Ac.6.10 gts, situated at Sy.No.215 of Mogaligadda Village, Farooqnagar Mandal, Ranga Reddy District.

Post after four weeks in adjourned motion list.

Post next week in motion list.

//TRUE COPY//

SD/- CH. VENKATESHWAR
ASSISTANT REGISTRAR

For ASSISTANT REGISTRAR

To,

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad.
2. The District Collector, Lakidikapool, Ranga Reddy District.
3. The Revenue Divisional Officer, Shadnagar, Ranga Reddy District.
4. The Tahsildar, Farooq Nagar Mandal, Shadnagar, Ranga Reddy District.

5. M. Ramakrishna Rao, S/o M. Venkata Ramarao, Aged about 60, Occ. Business, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.
 6. M. Sobha Rani, W/o Late Madhusudhan Rao, Aged about 58, Occ. House-Wife, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.
 7. M. Laxman Rao, S/o M. Venkta Ramarao, Aged about 56, Occ. Business, R/o H.No. 16-2-835/11 and 12, Indra Sadan, Karan Bagha, Saidabad, Hyderabad.(1 to 7 BY RPAD along with a copy of petition and affidavit)
 8. One CC to SRI.P.S.P.SURESH KUMAR, Advocate [OPUC]
 9. Two CCs to GP FOR REVENUE (T.G.), High Court Of Judicature at Hyderabad.[OUT]
 10. One spare copy
- SRL

HIGH COURT

CPKJ

DATED:30.08.2018

POST AFTER FOUR WEEKS IN ADJOURNED MOTION LIST

NOTICE BEFORE ADMISSION

WP NO.31141 OF 2018

STATUS QUO



[Handwritten signature]