

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE FIRST DAY OF APRIL
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE C.V. BHASKAR REDDY

WRIT PETITION NO: 34823 OF 2023

Between:

1. Shaik Ramzan, S/o Lal Saheb, Occ. Agriculture, H. No. 1- 57/1, Ammapalem Village, Konijeral Mandal, Khammam District.
2. Shaik Hussain Saheb, S/o Lal Saheb, Occ. Agriculture, H. No. 1- 89/1, Ammapalem Village, Konijeral Mandal, Khammam District.
3. Shaik Sondu Saheb, S/o. Khasim Saheb, Occ. Agriculture, H.No. 1-67/1, Ammapalem Village, Konijeral Mandal, Khammam District.
4. Shaik Galib Pasha, S/o Moula Saheb, Occ. Agriculture, H. No. 1- 53, Ammapalem Village, Konijeral Mandal, Khammam District.
5. Shaik Lal Saidulu, S/o Hussain Saheb, Occ. Agriculture, H. No. 2- 79, Ammapalem Village, Konijeral Mandal, Khammam District.
6. Shaik Babu Saheb, S/o Lal Saheb, Occ. Agriculture, H. No. 1- 64, Ammapalem Village, Konijeral Mandal, Khammam District.
7. Shaik Madar, S/o. Lal Hussain, Occ. Agriculture, H. No. 1- 57/1, Ammapalem Village, Konijeral Mandal, Khammam District.

...Petitioners

AND

1. State of Telangana, Rep., by its Principal Secretary, Revenue Department, Having office at Secretariat Building, at Hyderabad
2. Telangana State Waqf Board, Rep. by its Chief Executive Officer, Hyderabad, Having office at Razzaq Manzil, Opposite Public Gardens, Hyderabad.
3. The District Collector, Collectorate, Khammam.
4. The Revenue Divisional Officer, Khammam, Khammam District.
5. The Thasildar, Konijerla Mandal, Khammam 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 orders, one in the nature of writ of mandamus declaring the action of the respondents in issuing the Andhra Pradesh Gazette notification bearing number 4- A, Supplement to Part- II dated 25. 01. 1990, on Page No. 255, at Serial No. 10804, bearing Survey numbers 574 and 573 ((new Sy. No. 573 (1 to 11) and 574 (1 to 7)) dry admeasuring acers 16 and 06 gts., situated at Ammapalem Village,

Konijerala Mandal of Khammam District, T. S., being in violation of the principles of natural justice as held by the Division Bench of this Honble Court in the State of Andhra Pradesh Vs. Gowra Reddy in W. A. No. 745/2002 and Telangana State Wakf Board Vs. Perugu Radha Madhavi and other in W. A. No. 318 of 2021 as illegal, arbitrary, unconstitutional and consequently;

IA NO: 1 OF 2023

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 Andhra Pradesh Gazette notification bearing number 4- A, Supplement to Part- II dated 25- 01- 1990, on Page No. 255, at Serial No. 10804, bearing Survey numbers 574 and 573 ((new Sy. No. 573 (1 to 11) and 574 (1 to 7)) dry admeasuring acres 16 and 06 gts., situated at Ammapalem Village, Konijerala Mandal of Khammam District, T. S., in the interest of justice pending disposal of WP No. 34823 of 2023, on the file of the High Court.

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: 02.01.2024, 06.02.2024, 20.02.2024, 12.03.2024 & 20.03.2024 made herein and upon hearing the arguments of SRI. SAINI ARAVIND, Advocate for the Petitioners, GP FOR REVENUE, for the Respondent Nos.1, 3 to 5 and SRI. ABU AKRAM, Advocate for the Respondent No.2, the Court made the following.

ORDER:

Learned Standing Counsel appearing for Waqf Board Mr. Masood Ali Khan takes notice.

Pleadings are completed.

Post on 07.06.2024.

Interim order dated 02.01.2024 is extended till then.

**SD/-B. CHANDRA PRAKASH
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI. SAINI ARAVIND, Advocate [OPUC].
2. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT].
3. One spare copy

HIGH COURT

CVBRJ

DATED: 01.04.2024

POST ON 07.06.2024

ORDER

WP.No.34823 of 2023



EXTENSION OF SUSPENSION