

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

THURSDAY, THE THIRTIETH DAY OF JULY
TWO THOUSAND AND TWENTY SIX

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 32545 OF 2025

Between:

1. E.Padmakar, S/o late Lingaiah Age about 60 years, Occupation . Business R/o H.No.5-5-31/A, Uroob Street, Prakasham Bazaar, Nalgonda Town
2. Gattu Sridhar, S/o Venkatesh Age about 45 years, Occupation . Business R/o H.No.5-5-31, Uroob Street, Prakasham Bazaar, Nalgonda Town
3. Tadakamalla Karunakar, S/o Krishnaiah Age about 62 years, Occupation . Retired employee R/o H.No.5-5-29, Uroob Street, Prakasham Bazaar, Nalgonda Town

...PETITIONERS

AND

1. The State of Telangana, Rep by Prl Secretary, Department of Municipal Administration and Urban Development, Secretariat Buildings, Secretariat, Hyderabad, State of Telangana.
 2. The Nalgonda Municipal corporation, Rep By its Commissioner, Nalgonda District
 3. The Assistant City Planner, The Nalgonda Municipal corporation, Nalgonda District
- R 2&3 Cause Title is amended as per the C.O.dt 21/07/2026 in IA 1/2026**
4. Town Planning Officer, Nalgonda Municipality, Nalgonda District
 5. Gadale Vijaya, W/o Late Shivashankar Age about 55 years, Occupation Housewife R/o Ho.No.5-5-340, Uroob Street, Prakasham Bazaar, Nalgonda Town
 6. Gadale Jayaprakash, S/o Late Shivashankar Age about 33 years, Occupation Business R/o Ho.No.5-5-340, Uroob Street, Prakasham Bazaar, Nalgonda Town

...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 in the nature of Writ of Mandamus declaring the inaction of the Respondents more specifically Respondent No.2 to 4, in initiating

action against the illegal and unauthorized construction undertaken by Respondent.No.5 and 6 in the scheduled property in H.No.5-5-340, Uroob Street, Prakasham Baazar, Nalgonda District in an unauthorized manner as , as wholly illegal, arbitrary and contrary to provisions of Article 14 and 21 of Constitution of India and consequently direct the Respondent.No.2 to 4 to take immediate action against the illegal construction and consequently a direction to demolish the deviations constructed in contrary to the sanctioned plan and to remove the highhanded construction made in the common lane on the Petitioner as illegal

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 direct Respondents 2 to 4 to forthwith stop the construction undertaken on warfoot basis and demolish the deviation construction made in the common lane of the petitioners, as otherwise the Petitioners will suffer grave and irreparable loss which cannot be compensated monetarily or otherwise.

Counsel for the Petitioner: SRI. SOMAVARAPU SATYANARAYANA

**Counsel for the Respondent No. 1 : GP FOR MUNICIPAL ADMINISTRATION
AND URBAN DEVELOPMENT**

**Counsel for the Respondent Nos. 2&4: SRI PUTTA KRISHNA REDDY,
SC FOR MUNICIPAL CORPORATION**

Counsel for the Respondent Nos. 5&6: SRI V.V. RAMA KRISHNA

The Court made the following: ORDER

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

THE HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.32545 OF 2025

DATE:30-07-2026

Between:

Mr. E. Padmakar and others

... Petitioners

AND

The State of Telangana
Rep. By its Principal Secretary,
Municipal Administration and Urban Development Department,
Secretariat, Hyderabad, and others.

... Respondents

ORDER : (ORAL)

Heard Mr. Somavarapu Satyanarayana, learned counsel for the petitioners, Mr. Putta Krishna Reddy, learned standing counsel for respondent Nos.2 to 4 and Mr. V.V. Rama Krishna, learned counsel for respondent Nos.5 and 6.

2. Learned counsel for respondent Nos.5 and 6 requests time to file counter and the same is opposed by learned counsel for the petitioners.

3. Learned counsel for the petitioners submitted that final order (demolition order) has been passed under Sections 178(6) of the Telangana Municipalities Act 2019 *vide* Notice No.26/2/2024/TPS/NLG dated 29.08.2024 directing respondent Nos.5 and 6 to remove unauthorized construction of cellar floor on the subject property within a period of fifteen (15) days from the date of receipt of order.

4. Learned standing counsel for respondent Nos.2 to 4 submitted that copy of final order dated 29.08.2024 has been forwarded to the District Task Force, Nalgonda, for implementation of order and the same will be implemented in due course of time.

5. Learned counsel for respondent Nos.5 and 6 submitted that final order dated 29.08.2024 has been passed without conducting appropriate enquiry and without issuing any notice. Respondent Nos.5 and 6 have submitted reply dated 17.09.2024 to impugned final order and respondent No.2 may be directed to consider the same before implementing final order.

BVR,J
W.P. No.32545 of 2025

6. In view of the above, without going into merits of the case, the writ petition is disposed of, directing respondent No.2 to consider the reply dated 17.09.2024 submitted by respondent Nos.5 and 6 to the final order *vide* Notice No.26/2/2024/TPS/NLG dated 29.08.2024, and pass orders, in accordance with law, by affording opportunity of hearing to the petitioners, respondent Nos.5 and 6 and all other concerned/interested persons, within a period of four (4) weeks from the date of receipt of a copy of this order. No order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in the writ petition stand closed.

**Sd/-C. DEEPIKA
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Department of Municipal Administration and Urban Development, Secretariat Buildings, Secretariat, Hyderabad, State of Telangana.
2. The Commissioner, Nalgonda Municipal corporation, Nalgonda District
3. The Assistant City Planner, The Nalgonda Municipal corporation, Nalgonda District
4. The Town Planning Officer, Nalgonda Municipality, Nalgonda District
5. One CC to SRI. SOMAVARAPU SATYANARAYANA Advocate [OPUC]
6. Two CCs to GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT, High Court for the State of Telangana, at Hyderabad [OUT]
7. One CC to SRI. PUTTA KRISHNA REDDY, SC FOR MUNICIPAL CORPORATION [OPUC]
8. One CC to SRI. V.V. RAMA KRISHNA, Advocate [OPUC]
9. Two CD Copies

CC TODAY

HIGH COURT

DATED: 30/07/2026

ORDER

WP.No.32545 of 2025



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

12/NT
31/7/26