

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA,
AT HYDERABAD**

MONDAY, THE TENTH DAY OF NOVEMBER

TWO THOUSAND AND TWENTY FIVE

**:PRESENT:
THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY**

WRIT PETITION NO: 34092 OF 2025

Between:

1. Om Prakash Agarwal, S/o. Sri. Bansidhar.
2. Pankaj Agarwal, S/o. Manohar Lal Agarwal.

Petitioners

AND

1. The State of Telangana, Represented by its Principal Secretary, Department of Municipal Administration, Office at 3rd Floor, Secretariat, Hyderabad.
2. Greater Hyderabad Municipal Corporation, Rep. by its Commissioner Office at CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad - 500 063.
3. The Zonal Commissioner, Charminar Zone, GHMC, West Marredpally, Secunderabad, Hyderabad, Telangana 500 026.
4. Deputy Commissioner, Circle No.6, Malakpet Circle, Greater Hyderabad Municipal Corporation, Malakpet, Hyderabad.
5. The Assistant City Planner, Circle No.6, Malakpet Circle, Greater Hyderabad Municipal Corporation, Malakpet, Hyderabad.
6. Mukesh Agarwal, S/o. P Agarwal, aged about 46 years, Occ- Business, R/o. H No 16-1-552/2/2, Saidabad, Hyderabad – 500039.

Respondents

WHEREAS the Petitioner above named through their Advocate PAMULA VAMSHI KRISHNA 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 an Order, Writ or direction more particularly in the nature of the Writ of Mandamus,

a.) Declaring the action of the Respondent No. 4 in issuing vacation notice dated 07/11/2025 vide Notice. No. 533/TPS/24/C6/CRZ/GHMC/2025, Dt- 07-11-2025, by directing the Petitioners herein to remove deviated portion within 72 hours without considering the Judgment Dt- 18-03-2025 in OS No. 592 of 2022 on the file of Honble VII Senior Civil Judge, City Civil Court, At- Hyderabad, as being bad, arbitrary, high-handed, illegal, unconstitutional, violative of Article 14, 21 and 300-A

of the Constitution of India consequently DIRECT the Respondent Nos.4 not to take any corrosive steps against the Premises bearing number 16-1-553 (Old) 16-1-553/2/1, admeasuring 200 Sq Yards, situated at Saidabad, Hyderabad. That apart, the said action is also challenged as contrary to the principles of Natural Justice

b.) Consequently, set-aside the speaking order passed by the Respondent No.4 vide Notice. No. 533/ TPS/ 24/C6/CRZ/GHMC/ 2025, Dt- 07-11-2025 and

c.) Consequently, direct the Respondents herein not to take any corrosive steps against the Premises bearing number 16-1-553 (Old) 16-1-553/2/1, admeasuring 200 Sq Yards, situated at Saidabad, Hyderabad and

d.) Any other Order/ s as this Honble Court may deem fit and proper in the facts and circumstances of the case.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Mr. A. Venkatesh, learned Senior Counsel, appearing Sri PAMULA VAMSHI KRISHNA, Advocate for the Petitioners, GP FOR MUNICIPAL ADMINISTRATION for the respondent No.1, Sri Raparathi Venkatesh Standing Counsel for the respondent Nos. 2 to 5 and directed issue of notice to the Respondent No.6, herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

Mukesh Agarwal, S/o. P Agarwal, Occ- Business, R/o. H No 16-1-552/2/2, Saidabad, Hyderabad – 500039.

are directed to show cause on or before 01.12.2025 to which date the case stands posted 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 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondent Authorities more particularly Respondent No.4 not to take any coercive action in pursuance of the vacation notice dated 07-11-2025 vide Notice. No. 533/ TPS/ 24/ C6/ CRZ/ GHMC/ 2025, Dt: 07-11-2025 issued by the Respondent No.4 herein against the Premises bearing number 16-1-553 (Old) 16-1-553/2/1, admeasuring 200 Sq Yards, situated at Saidabad, Hyderabad, pending disposal of WP No. 34092 of 2025, on the file of the High Court.

The Court made the following: ORDER

Issue notice to respondent No.6.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.6 and file proof of service by the next date of hearing.

Mr. A.Venkatesh, learned Senior Counsel, appearing for Mr. P.Vamshi Krishna, learned counsel for the petitioner, submitted that already direction was issued to the GHMC authorities *vide* order dated 15.10.2025 in W.P. No.18532 of 2025 to seal the unauthorized construction of third floor + pent house constructed by the petitioners herein.

Hence, there shall be interim suspension of the impugned notice dated 07.11.2025 till the next date of hearing.

Post along with W.P. No.18532 of 2025 on 01.12.2025.

//TRUE COPY//

SD/-MOHD.ISMAIL
DEPUTY REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, Department of Municipal Administration, Office at 3rd Floor, Secretariat, Hyderabad.
2. The Commissioner Greater Hyderabad Municipal Corporation, Office at CC Complex, Tank Bund Road, Lower Tank Bund, Hyderabad - 500 063.
3. The Zonal Commissioner, Charminar Zone, GHMC, West Marredpally, Secunderabad, Hyderabad, Telangana 500 026.
4. Deputy Commissioner, Circle No.6, Malakpet Circle, Greater Hyderabad Municipal Corporation, Malakpet, Hyderabad.
5. The Assistant City Planner, Circle No.6, Malakpet Circle, Greater Hyderabad Municipal Corporation, Malakpet, Hyderabad. (Addressees 1 to 5 by RPAD)
6. Mukesh Agarwal, S/o. P Agarwal, Occ- Business, R/o. H No 16-1-552/2/2, Saidabad, Hyderabad - 500039 (by RPAD- along with a copy of petition and affidavit)
7. One CC to SRI. PAMULA VAMSHI KRISHNA Advocate [OPUC]
8. Two CCs to GP FOR MUNICIPAL ADMINISTRATION, High Court at Hyderabad. [OUT]
9. The Section Officer, Writ (Non Service), High Court at Hyderabad.
10. One spare copy
SRT

HIGH COURT

BVRJ

DATED:10/11/2025

Post along with W.P. No. 18532 of 2025 on 01.12.2025

NOTICE BEFORE ADMISSION

WP.No.34092 of 2025

INTERIM SUSPENSION

