

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE SIXTEENTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE N.V. SHRAVAN KUMAR

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

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.

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 petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 10.11.2025, 01.12.2025, 22.12.2025, 09.01.2026 and 09.02.2026 made herein and upon hearing the arguments of SRI. PAMULA VAMSHI KRISHNA Advocate for the Petitioners, GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT for the Respondent No.1 and SRI. RAPARTHI VENKATESH Advocate for the Respondent Nos.2 to 5, the Court made the following.

ORDER:

Learned counsel for respondent No.2 seeks time to file counter, list on 23.02.2026.

Till then, interim order granted earlier shall stand extended.

It is made clear that no further adjournments will be granted.

**SD/-MOHD.ISMAIL
DEPUTY REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to SRI. PAMULA VAMSHI KRISHNA, Advocate [OPUC].
2. Two CCs to GP FOR MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT, High Court for the State of Telangana at Hyderabad [OUT].
3. One spare copy

HIGH COURT

NVSK,J

DATED:16.02.2026

LIST ON 23.02.2026

ORDER

WP.No.34092 of 2025

EXTENSION OF SUSPENSION

