

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

THURSDAY ,THE TWENTIETH DAY OF NOVEMBER

TWO THOUSAND AND TWENTY FIVE

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

WRIT PETITION NO: 35410 OF 2025

Between:

1. G.Krishna Reddy, S/o Late Chandra Reddy.
2. B. Emmanuel S/o late Deva Priyam.

Petitioners

AND

1. The Greater Hyderabad Municipal Corporation, Rep by its Commissioner, Tank Bund, Hyderabad
2. The Greater Hyderabad Municipal Corporation, Rep Zonal Commissioner, L.B. Nagar, Hyderabad
3. The Greater Hyderabad Municipal Corporation, Rep Deputy Commissioner, Kapra Circle -I, Hyderabad
4. The District Collector, Medchal Malkajgiri District.
5. The Tahasildar, Uppal, Medchal Malkajgiri District.
6. Chinthala Parusharam Yadav, S/o Muthyalu Yadav Rep By Vemula srinivas Yadav S/o V Nenkatesh age 54 R/O 10-36, Prem Vijaynagar colony, Malkajgiri.
7. The Sub-Registrar, Uppal at Uppal, Medchal Malkajgiri Dist.
8. The TG SPDCL, Telangana Southern Power Distribution Company Limited, Rep by Addl. Divisional Engineer, Uppal TG SPDCL, at Uppal Medchal Malkajgiri Dist.
9. The State of Telangana, Rep by its Secretary, MAUD Dept, Secretariat , Hyderabad

Respondents

WHEREAS the Petitioner above named through their Advocate SRI PASHAM KRISHNA REDDY 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, order or direction more

particularly one in the nature of Writ of Mandamus by declaring the action of the Respondents

(a) Not fixing the boundaries for the land in Sy.No,105 Nacharam village, which is Government land and taking possession by the Revenue authorities to protect the Government land

(b) Not cancelling the building permission even after receiving Sec.450 of GHMC Act and not taking action against the illegal construction in the setback area and public road

(c) Not considering the representation given by the petitioner dated 10-10-2025 and 18-10-2025 and allowing them to register the property in the name of the third parties without completing the building and without RERA approval is illegal, arbitrary and violative of the principles of justice and consequently direct the respondents to protect the Government land and public road as shown in the sanctioned plan. The commissioner GHMC and the District Collector Medchal Malkajgiri may be directed to enquire into the matter in person by visiting the site and also take action against the officials who are allowing construction to the sanctioned plan by making the constructions in the setback area and public road and orders may be passed accordingly in the interest of justice.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri PASHAM KRISHNA REDDY Advocate for the Petitioners, Mr. P Srinivas Rao, learned Standing Counsel for the respondent Nos. 1 to 3, Mr. K Mahesh, learned ASST GP FOR REVENUE, for the respondent Nos. 4,5 & 7, Mr. N. Sreedhar Reddy, standing Counsel for the respondent No.8 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:

Chinthala Parusharam Yadav, S/o Muthyalu Yadav, Rep By Vemula srinivas Yadav S/O V Nenkatesh, R/o 10-36, Prem Vijaynagar colony, Malkajgiri.

are directed to show cause on or before 18.12.2025 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: 2 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 GHMC officials to conduct the hearing on the show cause notice dated 25-07-2025 under section 450 GHMC Act for cancelation of building permission, pending disposal of WP 35410 of 2025, on the file of the High Court.

IA NO: 3 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 GHMC and TGSPDCL officials not to give the occupancy certificate and electricity connection to the 6th respondent ongoing building for not making the construction as per the sanction plan and order may be passed accordingly in the interest of justice, pending disposal of WP No. 35410 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. Srinivas Rao Pachwa, learned Standing Counsel for GHMC, accepts notice on behalf of respondents No.1 to 3.

Mr. K.Mahesh, learned Assistant Government Pleader for Revenue, accepts notice on behalf of respondents No.4, 5 and 7.

Mr. N.Sreedhar Reddy, learned Standing Counsel for TGSPDCL, accepts notice on behalf of respondent No.8.

Mr. Pasham Krishna Reddy, learned counsel for the petitioner, submitted that respondent No.6 has encroached the Government Land which is reserved for open space/buffer zone. That show cause notice under Section 450 of the Greater Hyderabad Municipal Corporation Act, 1955 (for short 'GHMC Act') dated 25.07.2025 was issued directing respondent No.6 to submit explanation as to why his building permission should not be cancelled. The petitioner submitted representation dated 18.10.2025 regarding the unauthorized construction being undertaken by respondent No.6 in the open plot in Survey No.106 part, situated at Annapurna Colony, Nacharam Village, Uppal Mandal, Medchal-Malkajgiri District. The grievance of the petitioner is that having issued notice under Section 450 of the GHMC Act dated 25.07.2025, no further action was taken by the respondent authorities and in the meantime, respondent No.6 completed the construction of the building in the subject property and now making attempts to sell the flats to the third parties. The owner of the adjoining property filed W.P. No.22807 of 2025 before this Court wherein *status quo* order was passed on 04.08.2025.

Learned Standing Counsel for GHMC submitted that on complaint of the petitioner the site of respondent No.6 was inspected and it was found that 95 square yards of the open space/buffer zone and the road belonging to the Government has been encroached by respondent No.6 and appropriate action will be taken in accordance with law. It is further submitted that respondent No.6 filed O.S. No.1099 of 2025 before the learned I Additional Junior Civil Judge-cum-V Additional Judicial Magistrate of First Class, Medchal-Malkajgiri District, Uppal at L.B. Nagar wherein the order dated 03.09.2025 was passed directing respondent No.3 not to demolish the structures constructed by respondent No.6 till counter is filed.

It is seen from the said order, respondent No.6-plaintiff contended that the building construction is being made in accordance with the sanctioned plan.

Learned counsel for the petitioner submitted that the sanctioned plan of respondent No.6 is illegal and show cause notice was issued under Section 450 of the GHMC Act.

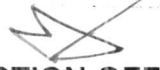
In the circumstances, respondent No.3 is directed to stop the unauthorized construction undertaken by respondent No.6 pending enquiry pursuant to the show cause notice dated 25.07.2025 and if necessary, seal the building of respondent No.6.

Further, respondent No.8 is directed not to extent electricity connection to the building of respondent No.6 without obtaining Occupancy Certificate from the GHMC and until enquiry pursuant to the show cause notice dated 25.07.2025 is concluded.

Post on 18.12.2025.

//TRUE COPY//

SD/-N.CHANDRA SHEKAR RAO
DEPUTY REGISTRAR


SECTION OFFICER

To,

1. The Greater Hyderabad Municipal Corporation, Rep by its Commissioner, Tank Bund, Hyderabad.
2. The Greater Hyderabad Municipal Corporation, Rep Zonal Commissioner, L.B. Nagar, Hyderabad.

3. The Greater Hyderabad Municipal Corporation, Rep Deputy Commissioner, Kapra Circle -I, Hyderabad.
4. The District Collector, Medchal Malkajgiri District.
5. The Tahasildar, Uppal, Medchal Malkajgiri District. (Addressees 1 to 5 by SPAD)
6. Chinthala Parusharam Yadav, S/o Muthyalu Yadav, Rep By Vemula srinivas Yadav S/O V Nenkatesh, R/o 10-36, Prem Vijaynagar colony, Malkajgiri. (by SPAD- along with a copy of petition and affidavit)
7. The Sub-Registrar, Uppal at Uppal, Medchal Malkajgiri Dist.
8. The Addl. Divisional Engineer, TG SPDCL, TELANGANA SOUTHERN POWER DISTRIBUTION COMPANY LIMITED, Uppal TG SPDCL, at Uppal Medchal Malkajgiri Dist.
9. The Secretary, State of Telangana, MAUD Dept, Secretariat , Hyderabad. (Addressees 7 to 9 by SPAD)
10. One CC to SRI. PASHAM KRISHNA REDDY Advocate [OPUC]
11. Two CCs to GP FOR REVENUE, High Court at Hyderabad[OUT]
12. One spare copy
SRT

HIGH COURT

BVRJ

DATED:20/11/2025

Post on 18.12.2025

NOTICE BEFORE ADMISSION

WP.No.35410 of 2025

DIRECTION

