



2025:TSHC:40444
[3183]

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

THURSDAY, THE TWENTIETH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 35394 OF 2025

Between:

Sri. Gasikanti Arun Kumar, S/o. Ananthaiah, aged 43 years, Occ. Business,
Rio H.No.6-5-81, Gandhi Road, Karimnagar Town and District, T.G

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Municipal Administration Department. Telangana Secretariat, Hyderabad, T.S
2. The Karimnagar Municipal Corporation, Rep. by its Commissioner, Karimnagar Town and District, T.G
3. Kallepalli Balaraju, S/o. Anjaiah, aged 46 years, Occ. Business, R/o. 6-5-70/A, Kharkhanagadda, Karimnagar Town and District, T.G

...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 appropriate writ, order or directions more particularly one in the nature of writ of Mandamus, declaring the action of the respondents more particularly the respondents No.2, in not initiating the action and not demolishing the illegal house structure bearing H.No.6-5-70/A, admsg.,220.27 Sq., yards, consisting with Stilt for Parking-2 Upper floors, situated at Karkhanagadda. Karimnagar Town and District, T.G. constructed by the respondent No.3 without obtaining building permission, in spite of issuance of Show Cause Notice vide No. G1/398/TPS-1/MCK/2023-25, dated.31-10-2025 up on the petitioners representations dated. 07-10-2025 and 22-08-2025, since then to till this date, as highly illegal, arbitrary and contrary to the provisions of T S Municipalities Act, 2019 and violation of Articles of Constitution of India and consequently direct the



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respondents more particularly the respondents No.2, to demolish the illegal house structure bearing H.No.6-5-70/A, admsg., 220.27 Sq., yards, consisting with Stilt for Parking + 2 Upper floors, situated at Karkhanagadda, Karimnagar Town and District, T.G, constructed by the respondent No.3 forthwith.

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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 the respondents more particularly the respondents No.2, to demolish the illegal house structure bearing H.No .6-5-70/A. admsg.,220.27 Sq., yards, consisting with Stilt for Parking + 2 Upper floors, situated at Karkhanagadda, Karimnagar Town and District, T.G, constructed by the respondent No.3 without obtaining building permission forthwith, pending disposal of the above W.P

Counsel for the Petitioner : SRI BETHI VENKATESWARLU

Counsel for the Respondent No.1: GP FOR MCPL ADMN URBAN DEV

Counsel for the Respondent No.2: SRI K. SIDDARTH REDDY, SC FOR MUNICIPAL

Counsel for the Respondent No.3: -----

The Court made the following: ORDER



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HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.35394 OF 2025

ORDER : (ORAL)

This writ petition is filed seeking to declare the action of the respondent authorities in not taking any action against the unauthorized construction made by respondent No.3 in the property bearing H.No.6-5-70/A, comprising of stilt for parking + 2 upper floors, admeasuring 220.27 square yards, situated at Karkhanagadda, Karimnagar Town and District, as being illegal, arbitrary and unconstitutional.

2. Heard Mr. Bethi Venkateshwarlu, learned counsel for the petitioner; Mr. K.Siddarth Reddy, learned Standing Counsel for respondent No.2; and perused the material on record.

3. The grievance of the petitioner is that on his complaint against respondent No.3 regarding the unauthorized construction made in the subject property, show cause notice dated 31.10.2025 has been issued calling upon respondent No.3 to submit explanation as to why the unauthorized construction consisting of Ground + 2 upper floors should not be demolished within a period of seven (7) days; further action has not been taken pursuant to the said show cause notice.



4. Learned Standing Counsel for respondent No.2 submitted that similar complaints have been lodged by Mr. Deekonda Shekhar Babu along with the petitioner against respondent No.3 regarding the unauthorized construction made in the subject property, as such, the show cause notice dated 31.10.2025 was issued; reply from respondent No.3 is awaited. As and when respondent No.3 submits his reply, appropriate action will be taken in accordance with law.
5. As it is stated by the learned counsel for the petitioner that there is delay on the part of respondent No.2 in completing the enquiry pursuant to the show cause notice dated 31.10.2025, this writ petition is disposed of directing respondent No.2 to conclude the enquiry pursuant to the show cause notice dated 31.10.2025, by giving opportunity of hearing to the petitioner and respondent No.3 and other complainants, and pass orders in accordance with law, within a period of four (4) weeks from the date of receipt of a copy of this order.
6. As this writ petition is being disposed of at the admission stage itself, notice to respondent No.3 is dispensed with. However if, respondent No.3 is, in any way, aggrieved by this order, he is at liberty to



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approach this Court seeking for modification of this order. There shall be no order as to costs.

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

Sd/-A.SREENIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Municipal Administration Department. Telangana Secretariat, The State of Telangana, Hyderabad.
2. The Commissioner, Karimnagar Municipal Corporation, Karimnagar Town and District, T.G
3. One CC to SRI. BETHI VENKATESWARLU, Advocate [OPUC]
4. One CC to SRI K. SIDDARTH REDDY, SC FOR MUNICIPAL
5. Two CCs to GP FOR MCPL ADMN URBAN DEV ,High Court for the State of Telangana. [OUT]
6. Two CD Copies

PVL
PMK



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HIGH COURT

CC-TODAY

DATED:20/11/2025



ORDER

WP.No.35394 of 2025

DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

9/MT
24/11/25