

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

**MONDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HONOURABLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION NO: 3679 OF 2015

Between:

Mr.Mohammed Ashfaq Ali, S/o.Late Mohd.Farooq Ali, Aged 41 years, Occ ;
Business, R/o.17-1-178/A/81, Srinagar Colony, Madannapet, Hyderabad.

.....PETITIONER

AND

1. State of Telangana, Rep.by its Principal Secretary, Municipal Administration and Urban Development Dept., Secretariat, Hyderabad.
2. The Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad, Rep.by its Commissioner.
3. The Deputy Commissioner, GHMC, Circle No.IV, Sardar Mahal, Charminar, Hyderabad.
4. Faisal Bin Tirif, S/o.Saber Bin Tirif, Major, R/o.16-7-207, Azampura, besides Sahifa Post Office, Hyderabad.
5. Abdullah Bin Tirif, S/o.Saber Bin Tirif, Major, R/o.16-7-207, Azampura, besides Sahifa Post Office, Hyderabad.
6. Mohammed Manzoor Kaleem, S/o.Mohd.Nadeed, R/ o.16-7-207, Azampura, besides Sahifa Post Office, Hyderabad.
7. Syed Masiuddin @ Mujaheed, S/o.Syed Raizuddin, R/o.22-1-875/ 2/ 1, Sultanpura, Noor Khan Bazar, Hyderabad.

.....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 or order or direction more particularly one in the nature of WRIT OF MANDAMUS, declaring the action of the respondents 2 and 3 in not taking any action to demolish the illegal structures raised by the respondents 4 to 7 on petitioners property bearing municipal No.17- 1-197/5/C/A, admeasuring 200

sq.yards, H.No.17-1-197/5/C/B, admeasuring 466 sq.yards and H.No.17-1-197/5 /C/C, admeasuring 466 sq.yards, totally admeasuring 1132 sq.yards, situated at Dhobighat, Madannapet, Saidabad Mandal, Hyderabad District, pursuant to the Legal Notice dt.02.02.2015 got issued by the petitioner and also not removing the name board illegally erected by the respondent Nos. 4 to 7 at the entrance of the street at Madannapet displaying as BIN TRIF NAGAR as arbitrary, unconstitutional, violative of provisions of HMC Act, and consequently direct the respondents 2 and 3 to demolish the illegal structures raised by the respondents 4 to 7 on the petitioners said property and remove the name board illegally erected, in the interest of Justice.

I.A.NO:1 OF 2015 (WPMP.NO:4882 OF 2015)

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 2 and 3 to demolish the illegal structures raised by the respondents 4 to 7 on petitioner's property bearing municipal No.17-1-197/5/C/A, admeasuring 200 sq.yards, H.No.17-1-197/5/C/B, admeasuring 466 sq.yards and H.No.17-1-197/5/C/C, admeasuring 466 sq.yards, totally admeasuring 1132 sq.yards, all situated at Dhobighat, Madannapet, Saidabad Mandal, Hyderabad District, to remove the name board illegally erected by respondents 4 to 7, pursuant to the Legal Notice dt.02.02.2015 issued by the petitioner pending disposal of the present Writ Petition, in the interest of Justice.

Counsel for the Petitioner : NOT APPEARED PARTY IN PERSON OR BY ADVOCATE

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

Counsel for the Respondent Nos.2 & 3 : SRI RAPARTHI VENKATESH

Counsel for the Respondent Nos.4 to 7 : SRI V.M.M.CHARY

The Court made the following ORDER

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HON'BLE SRI JUSTICE LAXMI NARAYANA ALISHETTY

WRIT PETITION No.3679 of 2015

DATE OF ORDER: 29.12.2025

BETWEEN:

Mr.Mohammed Ashfaq Ali

... Petitioner

AND

The State of Telangana, rep. by its
Prl.Secretary and 6 others.

... Respondents

: ORDER :

This writ petition is filed to declare the action of respondent Nos.2 and 3 in not taking any steps to demolish the illegal structures raised by the respondent Nos.4 to 7 on petitioner's property bearing Municipal No.17-1-197/5/C/A, admeasuring 200 square yards, H.No.17-1-197/5/C/B, admeasuring 466 square yards and H.No.17-1-197/5/C/C, admeasuring 166 square yards, in total admeasuring 1132 square yards, situated at Dhobighat, Madannapet, Saidabad Mandal, Hyderabad District, despite the Legal Notice dated 02.02.2015 issued by the petitioner, and in not removing the name board erected by the respondent Nos.4 to 7 at the entrance of the street at Madannapet displaying as 'BIN TRIF NAGAR', as arbitrary, unconstitutional and violative of the provisions of HMC Act, and for consequential relief.

2. Sri Raparthi Venkatesh, learned Standing Counsel for respondent Nos.2 and 3 and Sri V.M.M.Chary, learned counsel for respondent Nos.4 to 7, are present.

3. Since counsel on record for the petitioner is no more, this Court directed the Registry to issue notice to the petitioner. However, the notice sent to the petitioner was returned with the endorsement 'no such person'. Therefore, this Court has no option but to dismiss the writ petition.

4. Accordingly, the writ petition is dismissed for non prosecution. However, liberty is granted to the petitioner to take appropriate steps, if cause survives. There shall be no order as to costs.

Miscellaneous petitions pending, if any, shall stand closed.

//TRUE COPY//

Sd/-A.SRINIVAS REDDY
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. Mr.Mohammed Ashfaq Ali, S/o.Late Mohd.Farooq Ali, Aged 41 years, Occ ; Business, R/o.17-1-178/A/81, Srinagar Colony, Madannapet, Hyderabad.
2. Two CCs to GP FOR MCPL ADMN AND URBAN DEVELOPMENT, High Court for the State of Telangana at Hyderabad. [OUT]
3. One CC to SRI P.SHIV KUMAR, Advocate [OPUC]
4. One CC to SRI RAPARTHI VENKATESH, Advocate [OPUC]
5. One CC to SRI V.M.M.CHARY, Advocate [OPUC]
6. Two CD Copies

SA
SB

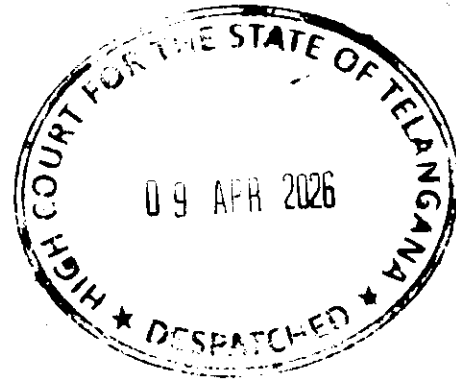
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HIGH COURT

DATED:29/12/2025

ORDER

WP.No.3679 of 2015



**DISMISSING THE W.P
FOR NON – PROSECUTION
WITHOUT COSTS.**

*accepted
by
26/3/26*