

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

WEDNESDAY, THE TWENTY FIRST DAY OF JANUARY

TWO THOUSAND AND TWENTY SIX

**:PRESENT:
THE HONOURABLE SRI JUSTICE NAGESH BHEEMAPAKA**

WRIT PETITION NO: 40287 OF 2025

Between:

K.S.R. Brothers, Rep.by its Partner K.Ramesh, S/o. K. Innaiah, aged about 49 years, R/o. Sarapaka Village, Burgampahad Mandal, Bhadradi Kothagudem District.

Petitioner

AND

1. The Union of India, Rep. by its Secretary Department of Road Transport and Highways, New Delhi.
2. The National Highway Authority, Rep.by its Executive Engineer R & B ND Division, Khammam, Khammam District.
3. The Deputy Executive Engineer, (R & B), N.H. Sub-Division, Kothagudem, Bhadradi Kothagudem District.
4. The Sub-Inspector of Police, Burgampahad Police Station, Burgampahad, Bhadradi Kothagudem District
5. The Tahsildar, Burgampahad Mandal, Bhadradi Kothagudem District.
6. Somu Govindareddy, S/o. Ramreddy, aged about 48 years, Occ. Pvt. Employee, R/o. Sarapaka Village, Burgampahad Mandal, Bhadradi Kothagudem District.

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 direction more particularly one in the nature of Writ of MANDAMUS declaring the action of the official respondents more particularly the action of 3rd respondent in issuing the impugned Notice dated 28-03-2025 and consequential action of respondents 3 to 5 in attempting to demolish/remove the constructions of the petitioner's which is run by Maruthi Suzuki Showroom in front of NH-30 situated in Sy.No.8/2, 9 and 2/A in an extent of Ac.2.20 guntas of Sarapaka Revenue Village Burgampahad Mandal, Bhadradi Kothagudem District at the instance of unofficial respondent as illegal, arbitrary and violative of articles of 14, 21 and 300-A of Constitution of India besides violative of principles of natural justice and also amounting to colourable exercise of the power conferred under Sec. 26 of the

Control of National Highway Act (Land and Traffic Act), 2002 and consequently set aside the Notice dated 28-03-2025 issued by the 3rd respondent.

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 respondents 3 to 5 not to demolish/remove the constructions of the petitioner's which is run by Maruthi Suzuki Showroom situated in front of NH-30 of land in an extent of Ac.2.20 guntas situated in Sy.No.8/2, 9 & 2/A of Sarapaka Revenue Village Burgampahad Mandal, Bhadracharya Kothagudem District, pursuant to the notice dated 28-03-2025 issued by the 3rd respondent, pending disposal of WP No. 40287 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 29.12.2025 made herein and upon hearing the arguments of SRI. T VASANTHA RAO Advocate for the Petitioner(s), SRI. N BHUJANGA RAO Deputy Solicitor General of India for the Respondent(s) and the Court made the following.

ORDER:

Await notice.

List this case on 10.02.2026.

Till then, the interim order granted earlier shall extended.

SD/- B.G. VYJAYANTHI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to Ms. T VASANTHA RAO Advocate [OPUC]
2. Two CCs to GP FOR NATIONAL HIGHWAY AUTHORITY, High Court at Hyderabad. [OUT]
3. Two CCs to GP FOR HOME, High Court at Hyderabad. [OUT]
4. Two CCs to GP FOR REVENUE, High Court at Hyderabad. [OUT]
5. One spare copy

HIGH COURT

NBKJ

DATED:21/01/2026

LIST ON: 10.02.2026

ORDER

WP.No.40287 of 2025

EXTENSION OF INTERIM ORDER

