

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

FRIDAY, THE TWENTY FIFTH DAY OF FEBRUARY
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 10384 OF 2022

Between:

V. PRABHAKAR GOUD, S/o Vittal Goud Aged about 61 years, OcC . Business
R/o H.No.2-5-157, Rachannapet village Zaheerabad Town, Sangareddy Dist.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue (Endowments) Department Secretariat, Hyderabad, T.S.
2. The Deputy Commissioner Endowments Department Hyderabad Division, at Dharmika Bhavan Boggulakunta, Hyderabad.
3. The Assistant Commissioner Endowments Department, Medak, at Sangareddy.
4. Sri Siddeswara Swamy Temple, Algola Road, Zaheerabad Town Sangareddy District Rep. by its Executive Officer

...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 respondent No.2 in not constituting a Trust Board vide notification dated 21-09-2020 in Rc.No.A4/2923/2020 issued by him to the respondent No.4 temple and not disposing of application submitted in Form-II dated 19-10-2020 to the respondent No.2 as a Trustee of the temple being the Founder Family Member of the respondent No.4 temple under Sec. 15(2) of the Telangana Charitable and Hindu Religious Institutions and Endowments Act 30/87 as illegal, arbitrary, unjust and contrary to the provisions of Act. 30/87 and Rules made there under, consequently direct the respondent No.2 to constitute the Trust Board by disposing of the application of the petitioner dated 19-10-2020 to the respondent No.4 temple forthwith.

IA NO: 1 OF 2022

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 respondent No.2 to constitute the Trust Board by disposing of the application of the petitioner dated 19-10-2020 to the respondent No.4 temple forthwith; pending disposal of writ petition.

Counsel for the Petitioner: SRI SRINIVASA MURTHY CHEEDELLA

Counsel for the Respondents: GP FOR ENDOWMENTS

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

W.P.No.10384 of 2022

ORDER:

Heard learned counsel for the petitioner and the learned Assistant Government Pleader for Endowments.

2. The petitioner is declared as member belonging to the founder family of respondent No.4-Sri Siddeshwara Swamy Temple situated at Algola Road, Zaheerabad Town, Medak District vide proceedings No.B/1567/2006 dated 16.04.2007.
3. The grievance of the petitioner is that respondent No.2 having issued notice in Form No.1 under Section 15(2) of the Telangana Charitable and Hindu Religious Institutions & Endowments Act vide proceedings Rc.No.A4/2923/2020, dated 21.09.2020, inviting applications from interested persons for trusteeship giving within 20 days time from the date of issue of notice, did not move further.
4. Petitioner submitted application in the prescribed form on 19.10.2020. In response to the notification dated 21.09.2020,


::2::

applications were submitted by other persons for trusteeship. However, respondent No.2, already having conducted enquiry for verification of antecedents of the applicants, has not taken further steps to appoint trustees in terms of Section 15(2) of the Act.

5. Learned Assistant Government Pleader for Endowments submits that directions be issued to respondent No.2 to pass appropriate orders.

6. Taking note of the above submissions, the writ petition is disposed of directing respondent No.2 to appoint trustees to respondent No.4-Temple pursuant to notification dated 21.09.2020 bearing Rc.No.A4/2923/2020 and application submitted by the petitioner in Form II dated 19.10.2020 and other similar applications and take a decision within a period of four weeks from the date of receipt of a copy of this order.

SD/-M.MANJULA
ASSISTANT REGISTRAR


SECTION OFFICER

//TRUE COPY//

To,

1. The Principal Secretary, Revenue (Endowments) Department State of Telangana, Secretariat, Hyderabad, T.S.
2. The Deputy Commissioner Endowments Department Hyderabad Division, at Dharmika Bhavan Boggulakunta, Hyderabad.

3. The Assistant Commissioner Endowments Department, Medak, at Sangareddy.
4. The Executive Officer Sri Siddeswara Swamy Temple, Algola Road, Zaheerabad Town Sangareddy District.
5. One CC to SRI SRINIVASA MURTHY CHEEDELLA Advocate [OPUC]
6. Two CCs to GP FOR ENDOWMENTS, High Court for the State of Telangana at Hyderabad. [OUT]
7. Two CD Copies.
8. One spare copy.

NPJ

SW

IKW

HIGH COURT

DATED:25/02/2022

ORDER

WP.No.10384 of 2022



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS.

⑩ Copies
PKV
5/3/22