

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

FRIDAY, THE TWENTY SECOND DAY OF APRIL
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE MUMMINENI SUDHEER KUMAR

WRIT PETITION NO: 19017 OF 2022

Between:

Miryalakar Chandra Mohan, S/o. late Miryalkar Rana Prathap, aged about 45 years,
Occ: Business, R/o.H.No.4-8-7/2, Kasabgally, Nizamabad, Nizamabad District. Rep.
by his GPA Holder Mohammed Kaleem S/o.Mohd. Yousuf.

...PETITIONER

AND

1. State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat. Hyderabad.
2. The District Collector, Nizamabad District.
3. The Assistant Director Survey & Land Records, Nizamabad 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 a writ or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents, particularly the 3rd respondent herein in not conducting survey and demarcation of the different extents of land bearing Sy.No.2851, situated at Nizamabad Shivar, Nizamabad Mandal and District, on the application of the petitioner dated 16.09.2021 is illegal, arbitrary, unjust and violation of principles of natural justice and against the provisions of Survey and Boundaries Act, 1923, and the Rules made thereunder, and consequently direct the respondents 2 and 3 to conduct survey and demarcation and fix boundary stones surrounding land of the petitioner bearing Sy.No.2851, total admeasuring Ac.2-00 Gts., situated at Nizamabad Shivar, Nizamabad Mandal and District.

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 3rd respondent to conduct survey, demarcation and fix boundary stones surrounding land of the petitioner bearing Sy.No.2851, total admeasuring Ac.2-00 Gts., situated at Nizamabad Shivar, Nizamabad Mandal and District, on the application of the petitioner dated 16.09.2021, immediately, pending disposal of the writ petition.

Counsel for the Petitioner: SRI. MOHD MOIN AHMED QUADRI

Counsel for the Respondents: GP FOR REVENUE

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE MUMMINENI SUDHEER KUMAR

WRIT PETITION No.19017 of 2022

ORDER:

This Writ Petition is filed questioning the action of the third respondent in not conducting survey and demarcation of different extents of lands bearing Survey No.2851, situated in Nizambad Shivar, Nizambad Mandal and District on the application of the petitioner dated 16.09.2021 as illegal and arbitrary.

2. Heard the learned counsel for the petitioner and Government Pleader for Revenue for official respondents. With their consent, the Writ Petition is disposed of at the stage of admission.

3. The grievance of the petitioner in this Writ Petition is that he has made an application for conducting survey of land admeasuring Acs.2.00 gts, situated Survey No.2851 of Nizambad Shivar, Nizambad Mandal and District by duly paying the requisite fee of Rs.400/- (Rupees Four hundred only) through Treasury Challan No.6101952244 dated

16.09.2021 and also submitted written application to the third respondent for conducting of survey in respect of the same. The survey is not being conducted and hence, filed the present Writ Petition.

4. Learned Government Pleader submitted that the survey is being undertaken only basing upon the F-Line application submitted by the respective applicants through mee-seva and manual applications are not being considered by the respondents for conducting survey of lands.

5. In these circumstances, this Writ Petition is disposed of directing the petitioner to make an F-Line application within a period of two (2) weeks from the date of receipt of a copy of this order and on making such application, the fourth respondent/Tahsildar is directed to consider the said F-Line application and complete the survey in respect of land admeasuring Acs.2.00 gts, situated in Survey No.2851 of Nizambad Shivar, Nizambad Mandal and District with a

period of eight (8) weeks from the date of submission of such F-Line Application.

6. The miscellaneous petitions pending, if any, shall stand closed. There shall be no order as to costs.

SD/-M.MANJULA
ASSISTANT REGISTRAR
SECTION OFFICER

//TRUE COPY//

To,

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat. Hyderabad.
2. The District Collector, Nizamabad District.
3. The Assistant Director Survey and Land Records, Nizamabad District.
4. One CC to SRI. MOHD MOIN AHMED QUADRI Advocate [OPUC]
5. Two CCs to GP FOR REVENUE, High Court for the State of Telangana. [OUT]
6. Two CD Copies
7. One Spare Copy

PV

MSK

HIGH COURT

DATED: 22/04/2022

ORDER

WP.No.19017 of 2022



**Disposing of the writ petition
Without costs**

8
27/5/22
Hv8