

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF APRIL TWO THOUSAND AND
TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE MUMMINENI SUDHEER KUMAR
WRIT PETITION NO: 19428 OF 2022

Between:

1. Sri. Yalamanchilli Suresh, S/o. Yalamanchilli Mohan Rao
2. Sri. Y. Raju, S/o. Y. Pochaiah
3. Sri. G.V.V.R.P. Varma, S/o. Late. G. Soma Raju

(Petitioners No.2 and 3 are Rep. by their Regd. AGPA Holder Sri. Yalamanchilli Suresh S/o. Yalamanchilli Mohan Rao, Occ: Business, R/o. H.No.51/A, Sai Krishnaja Hills, Near Vikas School Bachupally, Nizampet, R.R. District).

...Petitioners

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad
2. The Chief Commissioner of Land Administration, Telangana State Nampally Station Road, Hyderabad.
3. The District Collector, Medchal, Medchal-Malkajgiri District Head Quarters Keesara, Telangana.
4. The Revenue Divisional Officer, Keesara, Medchal-Malkajgiri District.
5. The Tahsildar, Medchal Mandal, Medchal Malkajgiri District.
6. The Hyderabad Metropolitan Development Authority, Rep. by its Metropolitan Commissioner Swarna Jayanthi Complex, Sanjeeva Reddy Nagar Ameerpet, Hyderabad – 500038.
7. The District Registrar, Medchal Medchal- Malkajgiri District.
8. The Sub-Registrar, Medchal Medchal-Malkajgiri District.
9. CMR Educational Society, Rep. by its President/Secretary, Ch. Mahender Reddy, S/o. Ch.Malla Reddy, Aged 43 Years, Occ: Business, R/o. Sy.No.59, Jayanagar Colony, New Bowenpally, Secunderabad Cantonment.

10. Sada Pushpalatha, W/o. Sada Narasimha Reddy, Aged 55 Years, Occ: Business, R/o. H.No.2-4-135, Sikh Village, Near Tad bund Temple, Secunderabad.
11. Sada Anudeep Reddy, S/o. Narasimha Reddy, Occ: Business, R/o. H.No.2-4-135, Sikh Village, Near Tad bund Temple, Secunderabad.
12. G. Vanitha, W/o. G.Mahender Reddy, Occ: Business, R/o. H.No.1-5-1055/87/85, HMDA Officers Colony, C1 Alwal, Medchal- Malkajgiri District.
13. Navar Sudhir Reddy, S/o. N. Chenna Reddy, Occ: Business R/o. 8-1-164/e, Pragathi Colony, Mailar Devpalle Rajendranagar, Ranga Reddy District.
14. Peddi Santosh Reddy, S/o. P. Ram Reddy, Occ: Business, R/o. Royal Residency, Flat No.201, J J Nagar Alwal, Medchal-Malkajgiri District.

...Respondents

WHEREAS the Petitioners above named through their Advocate M/s. V. VENKATA KUMAR presented this 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, order or more particularly one in the nature of Writ of MANDAMUS. declaring the action of the Respondent No.5 in Registering the Sale Deeds in respect of land admeasuring Acs. 62-00 Gts pertaining to the Petitioners in Sy.Nos.156, 157, 158, 159, 160, 161, 162, 163, 164 situated at Somvaram Village, Medchal-Mandal, Medchal-Malkajgiri District (Schedule land) executed by the Respondents No.10, 11 and 12 Registered the Sale Deeds vide Documents No.367/2022, 368/2022, dated 11/03/2022 and 369/2022, 371/2022 dated: 14/03/2022 in favour of Respondents No.13 and 14 and consequential conversion of schedule land from agriculture land to Non-Agriculture (NALA) vide proceedings Nos.2200298022, 2200297997, dated: 16/03/2022 and the action of the Respondent No.6 in proposing to grant layout approval in respect of the schedule land is as illegal, arbitrary, unlawful, unconstitutional, and against to the principles of natural justice.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of M/s. V. VENKATA KUMAR Advocate for the Petitioner and the learned Government Pleader for Revenue, who takes notice for respondents 1 to 5, 7 and 8 and Sri V. Narasimha Goud, learned standing counsel, who takes notice for respondent No.6 directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad
2. The Chief Commissioner of Land Administration, Telangana State Nampally Station Road, Hyderabad.

3. The District Collector, Medchal, Medchal-Malkajgiri District Head Quarters Keesara, Telangana.
4. The Revenue Divisional Officer, Keesara, Medchal-Malkajgiri District.
5. The Tahsildar, Medchal Mandal, Medchal Malkajgiri District.
6. The Metropolitan Commissioner, Hyderabad Metropolitan Development Authority, Swarna Jayanthi Complex, Sanjeeva Reddy Nagar Ameerpet, Hyderabad – 500038.
7. The District Registrar, Medchal Medchal- Malkajgiri District.
8. The Sub-Registrar, Medchal Medchal-Malkajgiri District.
9. Ch. Mahender Reddy, S/o. Ch.Malla Reddy President/Secretary, CMR Educational Society, R/o. Sy.No.59, Jayanagar Colony, New Bowenpally, Secunderabad Cantonment.
10. Sada Pushpalatha, W/o. Sada Narasimha Reddy, Occ: Business, R/o. H.No.2-4-135, Sikh Village, Near Tad bund Temple, Secunderabad.
11. Sada Anudeep Reddy, S/o. Narasimha Reddy, Occ: Business, R/o. H.No.2-4-135, Sikh Village, Near Tad bund Temple, Secunderabad.
12. G. Vanitha, W/o. G.Mahender Reddy, Occ: Business, R/o. H.No.1-5-1055/87/85, HMDA Officers Colony, C1 Alwal, Medchal- Malkajgiri District.
13. Navar Sudhir Reddy, S/o. N. Chenna Reddy, Occ: Business R/o. 8-1-164/e, Pragathi Colony, Mailar Devpalle Rajendranagar, Ranga Reddy District.
14. Peddi Santosh Reddy, S/o. P. Ram Reddy, Occ: Business, R/o. Royal Residency, Flat No.201, J J Nagar Alwal, Medchal-Malkajgiri District.

are directed to show cause on or before 06-06-2022 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 1 OF 2022

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 Respondent No.6 not to entertain any layout for approval in respect of the land admeasuring Ac. 62-00 Gts pertaining to the Petitioners in Sy.Nos.156, 157, 158, 159, 160, 161, 162, 163, 164 situated at Somvaram Village Medchal-Mandal, Medchal-Malkajgiri District (Schedule land) based upon the Non-Agriculture(NALA) vide Proceedings Nos.2200298022, 2200297997, dated: 16/03/2022, by consequently directing the Respondents No.3 to 5 not to entertain any documents for registration in respect of the Schedule land, pending disposal of WP.No.19428 of 2022, on the file of the High Court.

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THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Learned Government Pleader for Revenue takes notice for respondents 1 to 5, 7 and 8.

Sri V. Narasimha Goud, learned standing counsel, takes notice for respondent No.6.

Learned counsel for the petitioners is permitted to take out notice on respondents 9 to 14 by RPAD and file proof of service.

Post on 06.06.2022.

Taking into consideration the fact that the Court has entertained W.P.No.15734 of 2022 and passed an order dated 29.03.2022 directing the HMDA not to entertain any layout for approval in respect of the land admeasuring Acs.26.20 guntas in Survey Nos.155 to 160 of Somaram Village, Medchal Mandal, Medchal – Malkajgiri District, and further directing not to entertain any documents for registration in respect of the said land, and also the circumstance that this Writ Petition also arises under the same facts, there shall be interim direction as prayed for.

**SD/- B.SATHYAVATHI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad
2. The Chief Commissioner of Land Administration, Telangana State Nampally Station Road, Hyderabad.
3. The District Collector, Medchal, Medchal-Malkajgiri District Head Quarters Keesara, Telangana.
4. The Revenue Divisional Officer, Keesara, Medchal-Malkajgiri District.
5. The Tahsildar, Medchal Mandal, Medchal Malkajgiri District.
6. The Metropolitan Commissioner, Hyderabad Metropolitan Development Authority, Swarna Jayanthi Complex, Sanjeeva Reddy Nagar Ameerpet, Hyderabad – 500038.
7. The District Registrar, Medchal Medchal- Malkajgiri District.
8. The Sub-Registrar, Medchal Medchal-Malkajgiri District.
9. Ch. Mahender Reddy, S/o. Ch.Malla Reddy President/Secretary, CMR Educational Society, R/o. Sy.No.59, Jayanagar Colony, New Bowenpally, Secunderabad Cantonment.
10. Sada Pushpalatha, W/o. Sada Narasimha Reddy, Occ: Business, R/o. H.No.2-4-135, Sikh Village, Near Tad bund Temple, Secunderabad.

11. Sada Anudeep Reddy, S/o. Narasimha Reddy, Occ: Business, R/o. H.No.2-4-135, Sikh Village, Near Tad bund Temple, Secunderabad.
12. G. Vanitha, W/o. G.Mahender Reddy, Occ: Business, R/o. H.No.1-5-1055/87/85, HMDA Officers Colony, C1 Alwal, Medchal- Malkajgiri District.
13. Navar Sudhir Reddy, S/o. N. Chenna Reddy, Occ: Business R/o. 8-1-164/e, Pragathi Colony, Mailar Devpalle Rajendranagar, Ranga Reddy District.
14. Peddi Santosh Reddy, S/o. P. Ram Reddy, Occ: Business, R/o. Royal Residency, Flat No.201, J J Nagar Alwal, Medchal-Malkajgiri District (RR 1 to 14 by RPAD along with a copy of petition and affidavit).
15. One CC to M/s. V. VENKATA KUMAR, Advocate [OPUC].
16. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT].
17. One spare copy
ZEE

HIGH COURT

MSKJ

DATED:27/04/2022

POST ON 06.06.2022

NOTICE BEFORE ADMISSION

WP.No.19428 of 2022

INTERIM DIRECTION

