

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

FRIDAY, THE TENTH DAY OF JUNE
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HON'BLE SMT JUSTICE LALITHA KANNEGANTI

WRIT PETITION NO: 23730 OF 2022

Between:

Mohd. Hasham Qureshi, S/o. Late Fakheer Mohammed Qureshi. Aged about 54 years, Occ. Business, R/o. H.No. 17-1-130, Rein Bazar, Near Imambada, Hyderabad.

...PETITIONER

AND

1. The State of Telangana, Represented by its Principal Secretary (Municipal administration) Secretariat, Secretariat Buildings. Hyderabad.
2. Greater Hyderabad Municipal Corp., rep by Commissioner, Lower tank bund, Hyderabad.
3. The Assistant Commissioner, Town planning, circle No.7, GHMC, Phool bagh, Hyderabad.
4. Jai Hanuman Welfare Society, Rep. by its Secretary Sri Prabhakar Reddy H.No.17-3-119, Imambada, SRT colony road. Yakuthpura, 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, order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of Respondents No.2 and 3 in not taking any action on the complaint made by the petitioner on 10/05/2022 against the Respondent No.4 for illegal and unauthorized constructions as being illegal and contrary to law

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 forthwith direct the Respondents No.2 & 3 to initiate immediate action on the complaint dated 10-05-2022 made by the Petitioner and refrain the constructions on the said property made by the Respondent No.4 pending disposal of the writ petition

Counsel for the Petitioners: SRI. MOHAMMED ABDUL QUADEER

Counsel for the Respondents: GP FOR MUNICIPAL ADMN URBAN DEV

Counsel for the Respondents No.2 and 3 : SRI. PASHAM KRISHNA REDDY SC FOR GHMC.

Counsel for the Respondents No. 4: NON APPEARED

The Court made the following: ORDER

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

WRIT PETITION No. 23730 OF 2022

ORDER:

This Writ Petition is filed questioning the inaction of Respondents 2 and 3 in taking action on the complaint made by the petitioner on 10.05.2022 against the 4th respondent for illegal and unauthorised constructions.

2. Sri Mohd. Abdul Quadeer, learned counsel for the petitioner submits that the unofficial respondents are making illegal construction, hence, the petitioner has given a representation dated 10.05.2022 to the respondent Corporation to take action against the unofficial respondents. He submits that in spite of the same, the respondent authorities have not taken any action and the unofficial respondents are going ahead with the construction activity. He submits that the matter came up on 19.05.2022, even on that day also, the matter was adjourned for specific instructions from the respondent Corporation. In spite of the same, neither the respondent officers have taken action nor filed counter-affidavit before this Court.

3. Learned Standing Counsel for the respondent Corporation Sri Pasham Krishna Reddy submits that the

respondent Corporation will take appropriate action in accordance with law.

4. Recording the submission of the learned Standing Counsel, the Writ Petition is disposed of directing the respondent Corporation to consider the representation dated 10.05.2022 of the petitioner and pass appropriate orders on the said representation in accordance with law within a period of six weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

5. The miscellaneous Applications, if any shall stand closed.

SD/-N.CHANDRA SEKHAR RAO
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary (Municipal administration) State of Telangana Secretariat, Secretariat Buildings. Hyderabad.
2. Greater Hyderabad Municipal Corp., rep by Commissioner, Lower tank bund, Hyderabad.
3. The Assistant Commissioner, Town planning, circle No.7, GHMC, Phool bagh, Hyderabad.
4. Jai Hanuman Welfare Society, Rep. by its Secretary Sri Prabhakar Reddy H.No.17-3-119, Imambada, SRT colony road. Yakuthpura, Hyderabad
5. One CC to SRI. MOHAMMED ABDUL QUADEER Advocate [OPUC]
6. One CC to SRI. PASHAM KRISHNA REDDY , SC FOR GHMC TELANGANA, Advocate [OPUC]
7. Two CCs to GP FOR MUNICIPAL ADMN URBAN DEV ,High Court for the State of Telangana at Hyderabad. [OUT]
8. Two CD Copies
9. One Spare Copy

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HIGH COURT

DATED : 10/06/2022



ORDER

WP.No.23730 of 2022

DISPOSING OF THE WRIT PETITION
WITHOUT COSTS.

⑪ VLV
4/7/22