

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
MONDAY, THE FIRST DAY OF AUGUST TWO THOUSAND AND
TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY
WRIT PETITION NO: 31085 OF 2022

Between:

1. Sri. Badramoni Srinivas, S/o. B.Sattaiah,
2. Smt. Badramoni Yadamma, W/o. B.Ramesh,
3. Sri. Badramoni Kumar, S/o. B.Sattaiah,
4. Sri. Badramoni Ravi, S/o. B.Sattaiah,
5. Sri. Badramoni Bhupal,, S/o. B.Rajaiah,
6. Sri. Badramoni Bhaskar, S/o. B.Krishna,
7. Sri. Badramoni Prabhakar, S/o. B.Krishna,

Petitioners

AND

1. State of Telangana, Rep. by its Secretary, Revenue Department, Secretariat, Hyderabad - 500 022
2. Telangana State Industrial Infrastructure Corporation Limited, (TSIIC Ltd.,) Rep.by its Managing Director, 6th Floor, Parishram Bhavan, Fateh Maidan Road, Basheerbagh, Hyderabad - 500 004
3. The Zonal Manager, Telangana State Industrial Infrastructure Corporation Limited (TSIIC Ltd.,) Shamshabad Zone, Srisailem High way, Pahadi Sharif, Hyderabad-500005
4. The District Collector, Ranga Reddy District, Lakdikapool, Hyderabad, Telangana State-500004
5. The Tahasildar, Saroornagar Mandal, Ranga Reddy District-500035
6. The Land Acquisition Officer, Hyderabad Metropolitan Development Authority, Police Lines, Rasoolpura, Secunderabad-500003

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 appropriate writ, order or direction, particularly a writ of mandamus declaring the action of the respondents in including the land in Sy.No. 608 of Nadergul village, Balapurmandal, Ranga Reddy district in the prohibitory list as government land notified under Section 22-A of the Registration Act, based on Notification No.G2/3130/2004, dt.26.06.2004 as illegal, arbitrary and violative of Articles-19, 21 and 300-A of the Constitution of India, Section-22-A of the Registration Act and issue a consequential direction to delete the same from the Prohibitory Register being maintained by the Respondent Nos.4 and 5 and a further consequential order be issued directing the Respondents to register the sale deed presented by the Petitioners in respect of land admeasuring Ac.7.13 guntas in Sy.No.608 of Nadergul village, Balapurmandal, Ranga Reddy 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 respondent Nos.4 and 5 to register the sale deed presented by petitioner in respect of land admeasuring Ac.7.13 gts., in Sy.No.608 situated at Nadargul (v) Balapur (mandal) Ranga Reddy (District) without reference to the prohibitory list U/sec.22-A of Registration Act, pending disposal of WP 31085 of 2022, 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 upon hearing the arguments of SRI G SHASHIDHAR REDDY Advocate for the Petitioners and GP FOR REVENUE for the Respondents 1,4 & 5 and Sri L Prabhakar Reddy (S.C.) for the Respondents 2 & 3 and Sri Y Rama Rao (S.C.) for the Respondent 6, the Court made the following.

ORDER:

This Court while dealing with similar issue in W.P. No.38530 of 2017 granted interim orders in WPMP.No.47826 of 2017 dated 15.11.2017 with a direction to the respondents to receive and process the documents.

In view of the above and for the reasons alike in the order dated 15.11.2017, the respondent-Registering Authority is directed to receive and process the subject document presented in respect of the subject property, without reference to the prohibitory list under Section 22-A of the Registration Act, 1908, subject to compliance of the provisions of the Registration Act, 1908 and the Indian Stamp Act, 1899. However, it is open for the Registering Authority to refuse to register the document presented before him, if he has any objection, by duly assigning reasons and communicate the same to the petitioners. It is made clear that mere registration of the subject document does not confer title to the petitioners.

Registry shall make an endorsement on the writ petition to the effect that the same shall not be permitted to be withdrawn.

Post on 17.10.2022.

SD/- M. MANJULA
DEPUTY REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Secretary, Revenue Department, State of Telangana, Secretariat, Hyderabad - 500 022
2. The Managing Director, Telangana State Industrial Infrastructure Corporation Limited, (TSIIC Ltd.,) 6th Floor, Parishram Bhavan, Fateh Maidan Road, Basheerbagh, Hyderabad - 500 004

3. The Zonal Manager, Telangana State Industrial Infrastructure Corporation Limited (TSIIC Ltd.,) Shamshabad Zone, Srisailem High way, Pahadi Sharif, Hyderabad-500005
4. The District Collector, Ranga Reddy District, Lakdikapool, Hyderabad, Telangana State-500004
5. The Tahasildar, SaroornagarMandal, Ranga Reddy District-500035
6. The Land Acquisition Officer, Hyderabad Metropolitan Development Authority, Police Lines, Rasoolpura, Secunderabad-500003 (1 to 6 by RPAD)
7. One CC to SRI. G SHASHIDHAR REDDY Advocate [OPUC]
8. Two CCs to GP FOR Revenue, High Court at Hyderabad. [OUT]
9. The Section Officer, Writ Filing (Non-Service) Section, High Court at Hyderabad
10. One spare copy

HIGH COURT

AARJ

DATED:01/08/2022

POST ON 17-10-2022

ORDER

WP.No.31085 OF 2022

DIRECTION

