

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

**WEDNESDAY, THE TWENTY FOURTH DAY OF AUGUST TWO THOUSAND AND
TWENTY TWO**

**:PRESENT:
THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY**

**WRIT PETITION NOS: 33373, 33375, 33382, 33384, 33388, 33397, 33405, 33491,
33526, 33528 & 33531 OF 2022**

W.P.No.33373 of 2022:

Between:

Mohammad Mainmoon Begum, w/o. Late Chand Pasha

Petitioner

AND

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad.
2. Principal Secretary to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad.
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad - 500095.
4. Managing Director, Telangana State Medical Services and infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
5. The Registrar, Nursing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad- 500095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (ii) Call for records pertaining to issue of Patta No.5659, dated 21.12.2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the

Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, Irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.

- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 Sq.yds for construction of a dwelling house in Plot No.345 for self as per patta bearing No.5659, dated 21.12.2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31.12.2021 the date on which the Hon'ble Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33373 of 2022, on the file of the High Court.

W.P.No.33375 of 2022:

Between:

Boya Manikyamma, W/o Late Urukundu.

Petitioner

AND

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad.
2. Principal Secretary to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad.
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad - 500095.
4. Managing Director, Telangana State Medical Services and Infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
5. The Registrar, Nursing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing

college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.

- (ii) Call for records pertaining to issue of Patta No.5659, dated 21.12.2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 Sq.yds for construction of a dwelling house in Plot No.328 for self as per patta bearing No.5659, dated 21.12.2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31.12.2021 the date on which the Hon'ble Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33375 of 2022, on the file of the High Court.

W.P.No.33382 of 2022:

Between:

C.Janaki, W/ o Ramudu.

Petitioner

AND

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad.
2. Principal Secretary to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad.
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad -. 500095.
4. Managing Director, Telangana State Medical Services and infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad -50005

5. The Registrar, Nursing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad -- 500095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board-Standing Order (BSO) No.15.
- (ii) Call for records pertaining to issue of Patta No.5659, dated 21/12/2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of extent of 80 Sq.yds for construction of a dwelling house in Plot No.418 for self as per patta bearing No.5659, dated 21/12/2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31/12/2021 the date on which the Honourable Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33382 of 2022, on the file of the High Court.

W.P.No.33384 of 2022:

Between:

B.Lakshmi, w/o Siddi Ramulu

AND

Petitioner

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad
2. Principal Secretary to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad - 500095.
4. Managing Director, Teiangana State Medical Services and Infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095
5. The Registrar, Narsing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
6. Collector, and District Magistrate Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (ii) Call for records pertaining to issue of Patta No.5659, dated 21.12.2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 Sq.yds for construction of a dwelling house is Plot No.364 for self as per patta bearing No.5659, dated 21/12/2013 possession which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31/12/2021 the date on

which the Hon'ble Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33384 of 2022, on the file of the High Court.

W.P.No.33388 of 2022:

Between:

T. Sujatha, W/o. Subrahmanyam

Petitioner

AND

1. Principal Secretary, for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad.
2. Principal Secretary, to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad.
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad - 500095.
4. Managing Director, Telangana State Medical Services and Infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
5. The Registrar, Nursing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (ii) Call for records pertaining to issue of Patta No.5659, dated 21/12/2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.

- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 sq. yards for construction of a dwelling house in plot No.297 for self as per patta bearing No 5659, dated 21/12/2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31/12/2021 the date on which the Honorable Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33388 of 2022, on the file of the High Court.

W.P.No.33397 of 2022:

Between:

Narsamma, w/o. Late Raju

Petitioner

AND

1. Principal Secretary for the Government of Telangana, Social welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad.
2. Principal Secretary to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad.
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad - 500095.
4. Managing Director, Telangana State Medical Services and Infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
5. The Registrar, Nursing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.

- (ii) Call for records pertaining to issue of Patta No.5659, dated 21.12.2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 Sq.yds for construction of a dwelling house in Plot No.327 for self as per patta bearing No.5659, dated 21.12.2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31.12.2021 the date on which the Hon'ble Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33397 of 2022, on the file of the High Court.

W.P.No.33405 of 2022:

Between:

Jameela Begum, w/o Abdullah.

Petitioner

AND

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad
2. Principal Secretary to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad -500095.
4. Managing Director, Telangana State Medical Services and Infrastructure Development Corporation, located In the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
5. The Registrar, Narsing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad -500095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (ii) Call for records pertaining to issue of Patta No.5659, dated 21.12.2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 Sq.yds for construction of a dwelling house in Plot No.372 for self as per patta bearing No.5659, dated 21.12.2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31.12.2021 the date on which the Hon'ble Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33405 of 2022, on the file of the High Court.

W.P.No.33491 of 2022:

Between:

Radhamma, w/o Eeda Raju

Petitioner

AND

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad.
2. Principal Secretary to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad.

3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad - 500095.
4. Managing Director, Telangana State Medical Services and Infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
5. The Registrar, Nursing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (ii) Call for records pertaining to issue of Patta No.5659, dated 21.12.2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15
- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 Sq.yds for construction of a dwelling house in Plot No. 339 for self as per patta bearing No.5659, dated 21.12.2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31.12.2021 the date on which the Honble Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33491 of 2022, on the file of the High Court.

W.P.No.33526 of 2022:

Between:

Maheshwaramma, W/o. Eeda Sreenivasulu

Petitioner

AND

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Building, Hyderabad
2. Principal Secretary for the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Building, Hyderabad
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad- 500 095
4. Managing Director, Telangana State Medical Services and Infrastructure, Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500 095
5. The Registrar, Nursing Council, Government of Telangana, Telangana State. located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500 095.
6. Collector and District Magistrate, Jogulamba Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (ii) Call for records pertaining to issue of Patta No.5659, dated 21.12.2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 Sq.yds for construction of a dwelling house in Plot No.348 for self as per patta bearing No.5659, dated 21.12.2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31.12.2021 the date on which the Hon'ble Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33526 of 2022, on the file of the High Court.

W.P.No.33528 of 2022:

Between:

Kurva Padma, W/o. Kurva Bhaskar

Petitioner

AND

1. Principal Secretary, for the Government of Telangana, Social Welfare Department dealing with the subjects of SC,ST,BC and Minorities Welfare Departments, Government of Telangana, Secretariat Building, Hyderabad.
2. Principal Secretary, for the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Building, Hyderabad
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad - 500 095
4. Managing Director, Telangana State Medical Services and Infrastructure, Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500 095
5. The Registrar, Nursing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500 095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (ii) Call for records pertaining to issue of Patta No.5659, dated 21/12/2013.
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350 Bedded Hospital and a Nursing College in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular,

unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No 15.

- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 sq. yards for construction of a dwelling house in plot No. 985 for self as per patta bearing No 5659, dated 21/12/2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31/12/2021 the date on which the Honorable Human Rights Commission had granted interim orders in HRC Case No 6179 of 2021, Pending disposal of WP 33528 of 2022, on the file of the High Court.

W.P.No.33531 of 2022:

Between:

H.D.Sravani, w/o. Laksharam

Petitioner

AND

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad.
2. Principal Secretary to the Government Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad -500095.
4. Managing Director, Telangana State Medical Services and Infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad -500095.
5. The Registrar, Narsing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
6. Collector and District Magistrate, Jogulamba, Gadwal 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

- (i) Declare the Act of the Respondents in trying to take over possession and construct a 350-bedded hospital and a nursing college in the plots of patta lands for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also

violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.

- (ii) Call for records pertaining to issue of Patta No.5659, dated 21.12.2013
- (iii) Issue an appropriate Writ, or Order or direction particularly one in the nature of Writ of Mandamus by declaring the Act of the Respondents in trying to dispossess and construct a 350-bedded hospital and a nursing college in the plots of patta lands meant for the construction of dwelling houses is arbitrary, illegal, irregular, unconstitutional and violative of the Article 14, 19 and 300-A of the Constitution of India and also violative of the provisions laid down under A.P. Assigned Lands Act 9 of 1977 and Act 9 of 2020 and the Board Standing Order (BSO) No.15.
- (iv) By issuing a consequential direction to the Respondents not to dispossess the small plot of land of an extent of 80 Sq.yds for construction of a dwelling house in Plot No.81 for self as per patta bearing No.5659, dated 21.12.2013 possession of which was handed over by the Tahsildar, Gadwal.

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 Respondents to maintain status-quo obtained as on 31.12.2021 the date on which the Hon'ble Human Rights Commission had granted interim orders in HRC Case No.6179 of 2021, Pending disposal of WP 33531 of 2022, on the file of the High Court.

These petitions coming on for hearing, upon perusing the Petitions and the affidavits filed in support thereof and upon hearing the arguments of Sri K RAMANUJA CHARI, Advocate for the Petitioner in all W.Ps., GP FOR SOCIAL WELFARE for the Respondent No.1 in all W.Ps., and GP for Medical & Health, for the Respondent Nos.2 & 3 in all W.Ps., and Sri P. Kishore Rao, Advocate for the Respondent Nos.4 & 5 in all W.Ps., and GP for Revenue, for the Respondent No.6 in all W.Ps., the Court made the following.

ORDER:

When these matters are taken up for hearing, it is represented that in similar circumstances, this Court passed interim order on 16-08-2022 in W.P.No.32372 of 2022 & batch and that similar order may be passed in these writ petitions.

In view of the same, there shall be interim direction to the respondents not to interfere with the peaceful possession and enjoyment of petitioners over the subject lands. However, this order will not preclude the respondents from negotiating with the petitioners for allotment of 2 BHK houses in lieu of plots allotted to them or accommodating the petitioners by providing 80 sq.yard plots at some other place.

Post on 29-08-2022 along with W.P.No.32372 of 2022 & batch.

SD/- P. PADMANABHA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. Principal Secretary for the Government of Telangana, Social Welfare Department dealing with the subjects of SC, ST, BC and Minorities Welfare Departments, Government of Telangana, Secretariat Buildings, Hyderabad.
2. Principal Secretary to the Government of Telangana, Medical and Health Department, Government of Telangana, Secretariat Buildings, Hyderabad.
3. Director of Medical Education, Government of Telangana, Sultan Bazar, Koti, Hyderabad - 500095.
4. Managing Director, Telangana State Medical Services and infrastructure Development Corporation, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad - 500095.
5. The Registrar, Nursing Council, Government of Telangana, Telangana State, located in the premises of the Office of the Director Medical Education, Sultan Bazar, Koti, Hyderabad- 500095.
6. Collector and District Magistrate, Jogulamba, Gadwal District. (1 to 6 by RPAD)
7. One CC to SRI K RAMANUJA CHARI Advocate [OPUC]
8. Two CCs to GP FOR SOCIAL WELFARE, High Court at Hyderabad. [OUT]
9. Two CCs to GP FOR Medical & Health, High Court at Hyderabad. [OUT]
10. Two CCs to GP FOR Revenue, High Court at Hyderabad. [OUT]
11. One spare copy

mvj

HIGH COURT

BVR,J

DATED:24/08/2022

Post on 29-08-2022 along with W.P.No.32372 of 2022 & batch

ORDER

WP.Nos.33373, 33375, 33382, 33384, 33388, 33397, 33405,
33491, 33526, 33528 & 33531 of 2022

DIRECTION

