

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

TUESDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HON'BLE SRI JUSTICE MUMMINENI SUDHEER KUMAR

WRIT PETITION NO: 35377 OF 2022

Between:

M/s. Suchir India Properties Private Limited, Rep. by its CEO Mr. Y. Kiran Kumar S/o Late. Y. Venkateswarulu, Registered office @ 50-B, Journalist colony, Jubilee Hills, Hyderabad, T.S.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Revenue Department, Secretariat, Hyderabad.
2. The Chief Commissioner Land Administration, State of Telangana, Hyderabad
3. The District Collector, Sangareddy District, Telangana.
4. The Tahsildar, Patancheruvu Mandal, Sangareddy District.
5. Hyderabad Metropolitan Development Authority, Swarnajayanthi Complex, Ameerpet, 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 or direction more particularly in the nature of Writ of Mandamus declaring the inaction of the Respondent No.4 in not converting the lands of the Petitioner company in Sy.Nos. 361/P, 364/P and 365/P to an total extent of Acres 16-36 Guntas situated at Muthangi Village, Patancheru Mandal, Sangareddy District on the basis of unrelated entries in the Prohibitory list/22-A List as illegal, arbitrary and ultra vires to the provisions of the NALA Act' 2006 and Registration Act.

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 Respondent No. 4 to pass orders on the Petitioners application (dated 15.07.2021) seeking NALA conversion of lands in Sy.Nos.361/P, 364/P & 365/P to an total extent of Acres 16-36 Guntas situated at Muthangi Village, Patancheru Mandal, Sangareddy District without reference to the entries in the Prohibitory list/22-A List.

Counsel for the Petitioner: SRI D. RAGHAVENDAR RAO

Counsel for the Respondent Nos. 1, 3 & 4: GP FOR REVENUE

Counsel for the Respondent No.2: GP FOR LAND ACQUISITION

Counsel for the Respondent No.5: SRI Y. RAMA RAO, S.C. FOR HMDA

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE MUMMINENI SUDHEER KUMAR

WRIT PETITION No.35377 of 2022

ORDER:

Heard learned counsel for the petitioner, learned Government Pleader for Revenue appearing for respondents Nos.1, 3 and 4, learned Assistant Government Pleader for Land Acquisition appearing for respondent No.2 and Sri Y. Rama Rao, learned standing counsel appearing for respondent No.5.

2. The grievance of the petitioner in this writ petition is, non-consideration of the application submitted by the petitioner for conversion of the subject land from agriculture to non-agriculture purpose on the ground that the subject survey number is included in the prohibitory properties list in view of certain orders said to have been passed in the pending civil suits.

3. According to learned counsel for the petitioner, the subject matter of this writ petition is neither related to the pending civil suits nor any stay order is granted by the competent civil Court in respect of the subject matter. According to learned counsel for the petitioner, the respondent authorities, without application of mind, simply included the entire land of the subject survey

number in the prohibitory properties list, though there were no such Court orders restraining alienation or otherwise.

4. Taking into consideration the submissions made by learned counsel for the petitioner that the lands which are the subject matter of NALA applications and the present writ petition is not covered by any orders of Court stay or any civil suits are pending against the subject land, the writ petition is disposed of directing respondent No.4 to consider the NALA application submitted by the petitioner dated 15.07.2021 seeking conversion of the land in Survey Nos.361/A, 364/A, 365/U, 365/E and 365/E admeasuring Acs.10.11 guntas, Acs.3.18 guntas, Ac.1.24 guntas and Ac.1.23 guntas of Muthangi Village, Patancheru Mandal, Sanga Reddy District, by duly verifying the records and affording an opportunity of personal hearing to the petitioner or its authorized representative and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of a copy of this order.

Miscellaneous Petitions, if any, pending in this writ petition shall stand closed.


SD/- T. TIRUMALA DEVI
ASSISTANT REGISTRAR

GB
SECTION OFFICER

//TRUE COPY//

To,

1. The Tahsildar, Patancheruvu Mandal, Sangareddy District.
2. One CC to SRI D. RAGHAVENDAR RAO, Advocate [OPUC]
3. Two CCs to GP for Revenue, High Court for the State of Telangana at Hyderabad. [OUT]
4. Two CCs to GP for Land Acquisition, High Court for the State of Telangana at Hyderabad. [OUT]
5. One CC to SRI Y. RAMA RAO, S.C. for HMDA [OPUC]
6. Two CD Copies.
7. One Spare Copy

MP
GJP 

HIGH COURT

DATED:13/09/2022



ORDER

WP.No.35377 of 2022

DISPOSING OF THE WRIT PETITION
WITHOUT COSTS

(10)
MVA
20/9/22