IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTY FIRST DAY OF DECEMBER TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 40261 OF 2025

Between:

1. Donthi Vanamala, S/o Indrasena Reddy, Age. 64 years, Occ. Household, R/o. H.No. 41-4-103/3, Bollikuntla Village, Fort Warangal Mandal, Warangal District, Telangana
2. Donthi Indrsena Reddy, S/o, Late Venkat Reddy Age. 67 years, Occ. Agriculture, R/o. H.No. 41-4- 103/3, Bollikuntla Village, Fort Warangal Mandal, Warangal District, Telangana.

...PETITIONER

AND

1. The State of Telangana, Rep by its Principal Secretary Municipal Administration and Urban Development Secretariat Hyderabad
2. The Commissioner, Greater Warangal Municipal Commissioner, Warangal, Telangana. 530002.
3. The Deputy Commissioner, Kashibugga Circle-I Greater Warangal Municipal Commissioner, Warangal, Telangana- 530002.
4. The District Collector, Warangal District.
5. The Revenue Divisional Officer, Warangal, Warangal District.
6. The Tahsildar, Khila Warangal Mandal, Warangal District.
7. The Deputy Inspector of Survey Revenue Divisional Office, Warangal, Telangana-506001.
8. M/s. Bhumija Developers and Constructions, Rep. by its Managing Director and Board Members (R9- R12). O/o. RAMKY Enclave, Ramanapet Village, Warangal mandal, Warangal District, Telangana.
9. Vadicherla Prasad, S/o Satyanarayana Age. 44 years, Occ. Business, R/o. H.No.15-10-88/4, Ramannapet, Warangal Mandal, Warangal District, Telengana.
10. Vadicherla Bhaskar, S/o Satyanarayana Age. 47 Years, Occ. Business, R/o. H.No.15-10-88/4, Ramannapet Village, Warangal Mandal, Warangal district, Telangana.
11. Gattikoppula Srinivas, S/o Rajakomuraiah Age. 42 Years, Occ. Agriculture, R/o. Bollikunta Village, Khila Warangal Mandal, Warangal District, Telangana.
12. Kankiriya Dilip Kumar, S/o Prakash Chand Age. 44 Years, Occ. Business R/o. RAMKY Enclave, Ramanapet Village, Warangal mandal, Warangal District, Telangana

...RESPONDENTS

Petition under Article 226 of the Constitution of Indi 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 action of Respondent Nos.2-5 is not removing the compound wall made by the Respondent Nos.8 -12 which is laid in non-compliance with the tentative layout permission plan by encroaching upon the petitioner's land in Sy.No. 512/C/B, Sy.No. 512/C/B/1 in Bollikunta Village, Khila Warangal Mandal and Warangal District whereas the Respondent No.2 has accorded permission only in Sy.No.512/A3/1/1/1, Sy.No.512/A3/1/1/2, Sy.No.512/A3/2 to an extent of only 3 Acre 8.85 guntas vide Application no. 009674/LO/DTCP/3006/0330/2023, dated on 20 October 2024, as illegal, arbitrary and unconstitutional and consequently direct the Respondnet Nos. 2 -6 to remove the compound wall.

IA NO: 1 OF 2025

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 Nos.2 - 6 to consider representation given by the petitioner dt. 27.01.2025 and conduct the enquiry forthwith regrading the illegal construction made by the Respondent Nos.8-12 which is laid in non-compliance with the tentative layout permission plan by encroaching upon the petitioner's land in Sy.No. 512/C/B/1 & Sy.No. 512/C/B/2 (previously, Sy.No. 512/C/B) in Bollikunta Village, Khila Warangal Mandal and Warangal District pending disposal of the above writ petition.

Counsel for the Petitioners :MS SAHITHI SRI KAVYA KUKKILA

Counsel for the Respondent No 1: GP FOR MCPL ADMN URBAN DEV

Counsel for the Respondents No 2 & 3 : SRI PASHAM MOHIT, SC FOR GWMC.

Counsel for the Respondents No 4 To 7: GP FOR REVENUE

Counsel for the Respondents No 8 To 12: ----

The Court made the following: ORDER

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THE HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITON No.40261 OF 2025

DATE OF ORDER: 31-12-2025

Between:

Mrs. Donthi Vanamala W/o. Indrasena Reddy and one (1) another.

... Petitioners

AND

The State of Telangana
Rep. By its Principal Secretary,
Municipal Administration and Urban Development Department, Secretariat, Hyderabad, and eleven (11) others.

... Respondents

ORDER : (ORAL)

Heard Ms. Sahithi Sri Kavya Mukkera, learned counsel for the petitioners, and Mr. Pasham Mohith, learned standing counsel for the GWMC, appearing for respondent Nos.2 and 3.

2. The case of the petitioners is that petitioner No.1 is the owner of the land admeasuring Ac.0-26 guntas and petitioner No.2 is the owner of the land admeasuring Ac.0-04 guntas in Survey No.512/C/B situated at Bollikunta Village, Khila Warangal

Mandal, Warangal District. The petitioners obtained NALA permission *vide* Proc.No.2300079007 dated 31.01.2023 from the Revenue Department and building permission *vide* Register No.P.P.B/2013 dated 18.03.2013 from the Bollikunta Gram Panchayat.

3. While so, respondent Nos.8 to 12 have obtained tentative layout *vide* L.P. No.0391/LO/3006/2024 dated 20.10.2024 for an extent of Acs.3-8.85 guntas in Survey Nos.512/A3/1/1/2 and 512/A3/2 by encroaching the land of the petitioner admeasuring Ac.0-10 guntas in Survey Nos.512/C/B/1 and 512/C/B/2. In that connection, a complaint has been lodged with Mamnoor Police Station in FIR No.86 of 2023, wherein charge sheet was also filed.

4. It is submitted that a suit in O.S. No.662 of 2023 was filed by the petitioners in the Court of II Addl. Junior Civil Judge, Warangal, against respondent Nos.9 to 12 seeking perpetual injunction, which is pending. On request of the petitioners, respondent No.5 directed respondent No.7 to conduct survey of subject land. Accordingly, respondent No.7 conducted survey in File No.H/1289/2023 and issued report which shows that

respondent Nos.8 to 12 are entitled only for an extent of Acs.3-14 guntas. However, they occupied Acs.3-24 guntas which includes the land of Ac.0-10 guntas owned by the petitioners. The petitioners made several representations to the respondent authorities including representation dated 27.01.2025 to take action against respondent Nos.8 to 12 for cancellation of layout issued their favour. However, no action has been taken, as such, they are constrained to approach this Court.

5. Learned standing counsel for GWMC submitted that representation of the petitioners dated 27.01.2025 will be considered and orders will be passed in accordance with law.

6. In view of the above, the writ petition is disposed of, directing respondent No.2 to consider the representation of the petitioners dated 27.01.2025 seeking cancellation of layout issued in favour of respondent Nos.8 to 12 *vide* L.P. No.0391/LO/3006 /2024 dated 20.10.2024, and pass orders, by issuing notice to the petitioners, respondent Nos.8 to 12 and all other concerned / interested persons, and by affording opportunity of hearing to

them, within a period of four (4) weeks from the date of receipt of a copy of this order.

7. As this order is passed without entering into merits of the case, notice to respondent Nos.8 to 12 is dispensed with. If respondent Nos.8 to 12 are in anyway aggrieved by this order, they are at liberty to approach this Court seeking modification of this order. There shall be no order as to costs.

As a sequel thereto, miscellaneous applications, if any, pending in the writ petition stand closed.

SD/-P. PONNA KRISHNA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary Municipal Administration and Urban Development, State of Telangana, Secretariat Hyderabad
2. The Commissioner, Greater Warangal Municipal Commissioner, Warangal, Telangana. 530002.
3. The Deputy Commissioner, Kashibugga Circle-I Greater Warangal Municipal Commissioner, Warangal, Telangana- 530002.
4. The District Collector, Warangal District.
5. The Revenue Divisional Officer, Warangal, Warangal District.
6. The Tahsildar, Khila Warangal Mandal, Warangal District.
7. The Deputy Inspector of Survey Revenue Divisional Office, Warangal, Telangana-506001.

8. One CC to SRI. MUKKERA SAHITHI SRI KAVYA, Advocate [OPUC]
9. Two CCs to GP FOR MCPL ADMN URBAN DEV ,High Court for the State of Telangana at Hyderabad . [OUT]
10. One CC to SRI PASHAM MOHITH, SC FOR GWMC, Advocate [OPUC]
11. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad. [OUT]
12. Two CD Copies

DAN

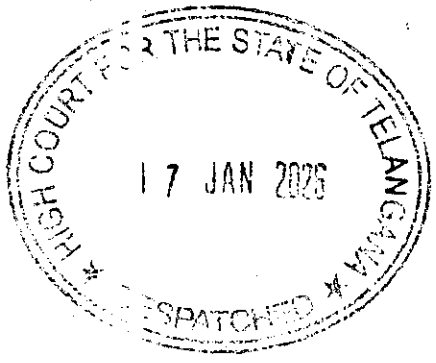
BS

HIGH COURT

DATED:31/12/2025

ORDER

WP.No.40261 of 2025



DISPOSING OF THE WRIT PETITION

WITHOUT COSTS

(16)
lcpl
7/1/26