

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF
ANDHRA PRADESH

CAVEAT NO. OF 2016

IN

WP NO. OF 2016

BETWEEN:-

1. Greater Hyderabad Municipal Corporation,
Kapra Circle, Hyderabad rep. by its
Town Planning Supervisor, Kapra Circle,
Hyderabad.

2. The Deputy Commissioner,
Greater Hyderabad Municipal Corporation,
Kapra Circle, Hyderabad.

...Caveators

AND

M/s. Mehta & Modi Homes,
Chinna Cherlapalli Village, Ghatkesar Mandal,
Sy.Nos. 31,40/P, 41(P), 42,44, 45 and 55,
Ranga Reddy District,
Rep. by its Modi Homes Welfare Association
President.

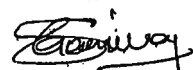
...Respondent

AFFIDAVIT

I, T. Srinivas, S/o. Bhaskar, aged about 41 years, Occ: Town Planning Supervisor, GHMC, Kapra Circle, Ranga Reddy District, Telangana State, do hereby solemnly and sincerely affirm and state on oath as follows:

1. I submit that I am the Deponent here and I am authorized to depose this affidavit on behalf of the caveators.

2. It is submitted that I am the Town Planning Officer, in Kapra Circle, Ranga Reddy District during the inspection by the Deputy Commissionr and Town Planning Section of Kapra Circle, it is noticed that the respondent Mehta and Modi Homes Cherlapalli, Ranga Reddy District obtain the permission from HMDA and made the construction, but, during this season the noticed that Nala and outlet of the



Cherlapally Pedda Cheruru is encroached by the respondent buildings and made illegal construction, due to the illegal construction, the outlet nala of Cherlapally Cheruvu is block. After noticing this illegality this office taking steps to remove the illegal encroachment into the nala in order to make clear way to flow of water from outlet of Cherlapally Pedda Cheruvu. We are anticipating that the respondent may approach this Hon'ble Court by suppressing the factual facts and also may obtain interim order without the knowledge of GHMC. If the illegal encroachment could not removed, it leads flow of water into resident layout. Therefore, it is necessary to see that no interim order may be passed against the GHMC without hearing the Corporation.

It is therefore prayed that this Hon'ble Court may be pleased to lodge this caveat petition and direct the respondent herein to serve prior notice to the petitioner or through his counsel Mr. Pasam Krishna Reddy, Advocate (16317), Office at plot No.74, Sri Raghavendra Nagar, Kalyanpuri, Uppal, Hyderabad, Cell No. 9246547636, in any WP that may be filed on the property situated at Chinna Cherlapalli Village, Ghatkesar Mandal, Sy.Nos. 31,40/P, 41(P), 42,44, 45 and 55, Ranga Reddy District against GHMC, Commissioner or Deputy Commissioner, Kapra Circle, GHMC, Hyderabad, before granting any interim order therein, and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Sworn and signed before me on this the
30th day of September, 2016 at Hyderabad.

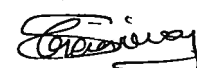

Deponent

Advocate:Hyderabad

VERIFICATION

I, T. Srinivas, S/o. Bhaskar, aged about 41 years, Occ: Town Planning Supervisor, GHMC, Kapra Circle, Ranga Reddy District, Telangana State, being the Town Planning Supervisor of Kapra Circle, Ranga Reddy District, do hereby verify that the above paras are true to my personal knowledge and that I have not suppressed any material facts.

Advocate


Deponent

MEMORANDUM OF CAVEAT PETITION
(UNDER SECTION 148-A C.P.C.)

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Ranga Reddy District,
Rep. by its Modi Homes Welfare Association
President.

...Respondent

For the reasons stated in the accompanying affidavit, the caveator herein prays that this Hon'ble Court may be pleased to lodge this caveat petition and direct the respondent herein to serve prior notice to the petitioner or through his counsel Mr. Pasam Krishna Reddy, Advocate (16317), Office at plot No.74, Sri Raghavendra Nagar, Kalyanpuri, Uppal, Hyderabad, Cell No. 9246547636, in any WP that may be filed on the property situated at Chinna Cheriapalli Village, Ghatkesar Mandal, Sy.Nos. 31,40/P, 41(P), 42,44, 45 and 55, Ranga Reddy District against GHMC, Commissioner or Deputy Commissionr, Kapra Circle, GHMC, Hyderabad, before granting any interim order therein, and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Hyderabad,
Dt. 30.09.2016

Counsel for Caveator

RANGA REDDY DISTRICT

HIGH COURT OF JUDICATURE
AT HYDERABAD
For the State of Telangana and
The State of Andhra Pradesh

CAVEAT NO. OF 2016

IN

WP NO. OF 2016

CAVEAT PETITION

MR. PASAM KRISHNA REDDY,
(16317)
COUNSEL FOR CAVEATOR
SC for GHMC