

I.A. No. 4465

IN THE COURT OF THE PRL. SENIOR CIVIL JUDGE, RANGA REDDY DIST.

AT L.B. NAGAR.

I.A.No. 4465 of 2004
IN

O.S.No. 895 of 2004

Between:-

Kasula Shankar Goud

... Petitioner/Plaintiff

And

H.U.D.A., & another

... Respondent/Defendant

A F F I D A V I T

I, Kasula Shankar Goud s/o.K.Rajaiah, aged about 46 yrs, Occupation Business, r/o. Cherlapally village, Ghatkesar Mandal, Ranga Reddy District, do hereby solemnly affirm and state on oath as follows:-

1. I am the Petitioner herein and Plaintiff in the main suit, as such I am well acquainted with the facts of the case, I am crave the leave of this Hon'ble court to read the contents of the Plaint as part and parcel of this affidavit.

2. I submit that I am the absolute owner and possessor of Agrl. land bearing Sy.No.291 admeasuring Ac.6-30 gts. or 2.727 Hectors, situated at Cherlapally village, Ghatkesar Mandal, under Kapra Municipality, Ranga Reddy Dist, having purchased the same through a Regd. Sale Deed bearing document No.535/04 dt. 20-1-2004 from P.Sanjeeva Reddy s/o. P.Sai Reddy for valuable sale consideration and my Vendor was the original owner and pattedar of the said property and having absolute right and interest over the said property to sell the same, since the date of purchase

..2/-

K. Shankar Goud

I am in peaceful possession and enjoyment of the same as absolute owner and possessor (hereinafter called the PETITION SCHEDULE PROPERTY).

3. I submit that after the purchase of the said property with an intention to develop the same and fenced with the barbed wire by putting the stone khadies in and around my suit schedule property and also clean the bushes over the suit schedule property for our family purpose, and my family is large family and having no sufficient residential accommodation as such with an intention to develop the same and fenced with the barbed wire in and around the suit schedule property with an intention to safeguard the property from the encroachers and land grabbers, while the matter being so, some of the local people developed the bore grudge against me and to defame the society, being I am Politician and ~~Councillor~~, therefore having political rivalry in between me and the Local politicians and they have complaint against me before the Respondents No.1 and 2, on such instigation of the said complaint the Respondents No.1 and 2 came to the suit schedule property on 7-7-2004 and trying to remove the barbed wire fenced with the stone khadies and disturbed the boundary stones in and over the suit schedule property, immediately I along with my well wishers resisted the illegal activities of the Respondents while they leaving the suit schedule property the Respondents warned me that they would come again and dismantled the boundary stones and barbed wire in and over the suit schedule property, actually there is water scarcity in the surrounding area of the Petition schedule property, as I am unable to cultivate the same, therefore I am havng

U. Suman Singh

..3/-

no other alternative remedy approach this Hon'ble court seeking the relief of Perpetual Injunction against the Respondents.

4. I submit that I am having prima facie case and the balance of convenience is in favour of me, if this Hon'ble court may not grant ad-interim injunction against the Respondents, I will be put to great loss and hardship which can not be compensated in terms of damages.

I, therefore, pray that this Hon'ble court may be pleased to grant ad-interim injunction, restraining the respondents, their agents, servants, subordinates, person or persons claiming through on their behalf from causing any sort of interference with the peaceful possession and enjoyment of the suit schedule property in any manner, pending disposal of the main suit, and pass such other order or orders as this Hon'ble court may deem fit and proper in the circumstances of the case.

B. S. Rao

Deponent

Sworn and signed before me
on this the 8-7-2004, Hyd.

E. S. Rao
Advocate, Hyd.

PRD

IN THE COURT OF THE PRL. SENIOR CIVIL JUDGE: R.R. DIST.
AT L.B.NAGAR

I.A.No. _____ of 2004

in

O.S.No. 895 of 2004

Between:-

Kasula Shankar Goud s/o. K.Rajaiah,
aged about 46 yrs, Occ: Business, H.NO 2-1-15/2
R/o. Cherlapally village, Ghatkesar
Mandal, R.R.Dist.

... Petitioner/Plaintiff

And

1. The Hyderabad Urban Development
Authority, rep. by its Vice-Chairman
Paigah Plaza, Begumpet, Hyderabad.

2. The Commissioner,
Kapra Municipality,
at Kapra, R.R.Dist.

... Respondents/Defendants

PETITION FILED UNDER ORDER 39 RULE 1 & 2 R/W.151 CPC.

For the reasons stated in the accompanying affidavit,
the Petitioner herein prays that this Hon'ble court may be
pleased to grant ad-interim injunction, restraining the
Respondents, their agents, servants, subordinates, person
or persons claiming through or on their behalf from causing any
sort of interference with the peaceful possession and
enjoyment of the suit schedule property in any manner,
pending disposal of the main suit, and pass such other order
or orders as this Hon'ble court may deem fit and proper in
the circumstances of the case.

SCHEDULE OF PROPERTY

All that the part and parcel of Agrl. Dry land
bearing Sy.No., 291 admeasuring Ac.6-30 gts. situated at
Cherlapally village, Ghatkesar Mandal, Kapra Municipality,
Ranga Reddy Dist, bounded by:-

North : Land belonging to Pratap Reddy
South : Cartway
East : Village Gadiwall
West : owner's land

L.B.Nagar
Dt: 8-7-2004

mf
Counsel for Petitioner