To The Executive Engineer, Orainage Division, Municipal Corporation of Hyderabai, ChudiBazar, Hyderabad.

Dear Sir,

Subs Inspection and approval of cover over rain water drain_Reg.
Ref: Agreement No. 11461/1 dated 23_3_1968.

We have taken the permission to cover the rain water drain flowing through our premises vide the above referred agreement. Though the drain was covered immediately after the agreement, we had not taken the formal approval of the same. We request you to kindly to inspect and certify that the covering of the drain is done in accordance with the agreement.

We hope you will give us the required certificate at an early date and oblige.

Thanking you,

Yours faithfully.

For Indian Iron & Steel Corporations

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No. నెం,

OFFICE OF THE MUNICIPAL CORPORATION OF HYDERABAD Secunderabad Division

Enclosures దీనితో జతపరని పంపినవి ్ ပြားတာရှေတာင် သြံ့ဝဘဲဗန် ဆင်္လေဝ స్కిందా9్వాట్ విధాగము

From గారి మండి

THE ADDL. COMMISSIONER. MUNICIPAL CORPORATION OF HYDERABAD SECUNDERABAD - CIVISION

To M/s. Medi Brothers, 6 S.P.Road.

Secunderabad.

Subject Reference of sanction of your buildings at Ranigunj, ವಿಷಯಮು Secunderahad - Request.

sir.

It is given to understand that all the properties from M/s. Sundaram Meters to to M/s. Iron and Steel Industries Limited belong to you.

You are requested to furnish the permit and file Nos. of the Puilding/building facing the Sangeeviah park r-ead.

Office of the Municipal Corporation of Hyderabad, Secunderabad Division, Secunderabad.

No.5325/TP/B3/SD/87/10/83

Date: 8-10-1987

To

M/s. Indian & Iron Steel Corporation, 8571, A.P. A. Romain

Secunderabad.

.Sub: - Covering of open Municipal Drain - revocation of Agreement dated 23-3-1988 showcause notice · Reg.

Order Ref: - This office A ment No. 11461/1/Agreement dated 23-3-1968.

This office had entered into an agreement with you/ your firm on the following conditions:-

- (a) The first part shall owver the open drain to a length of 340ft. situated behind their premises at Karbala Maidan, Secunderabad at their expense, in such a manner that the existing drainage line or the basement shall not be damaged in whatsoever manner by the weight of the R.C.C. slab.
- (b) The R.C.C. slabs shall be so laid that claims of the drain shall be easily affected and the same shall not be chocked or blocked in whatsoever manner.
- (c) The distance between one slab and another shall not be much as to endanger the pedestrians or passersby.
- (d) The first part shall have elsy only a right of access and passage over the drain so covered to a length of 340ft. to reach the ring road and shall have no other right either internal or external, on the drainage line or any part thereof.
- (e) The first part shall not have any right of claim back the R.C.C. slabs so laid at any time infuture including right to claim any compensation, when the other portion of the drainage line is sought to be covered similarly by the corporation at its expense.
- (f) The Commissioner or his nominee shall have authority to inspect and other for repairs and maintenance, if se warranted, to the drainage line covered to a length of 340ft. to ensure free flow of sullage water.
- The commissioner shall also have authority to order for widening or improving the existing open drainage line now sought to be covered with R.C.C. slabs, for better utilisation of the same by the residents of the locality including the first part mentioned herein above and the first part shall have no objection whatsoever, as such improvement shall be to his advantage as well.

You have failed to provide adequate number of man holes, ladder for the Municipal Drainage Workers to enter the drain for cleaning.

It is also proposed to keep the drain open to sky

-05182 ·

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH: AT HYDERABAD (SPECIAL ORIGINAL JURISDICTION)

FRIDAY THE THIRTELETH DAY OF OCTOBER ONE THOUSAND NINE HUNDRED AND EIGHTY SEVEN.

PRESENT :

THE HONOURABLE MR.JUSTICE LAKSIEMANA RAO

WRIT PETITIONNO. 16323 OF 1987

Between:

M/s. Indian Iron & Steel Corporation Secunderabad rep by kits Partner Mr. Prakash Modi.

CLIA

Petitioner

Municipal Corporation of Hyderabad represented by its Commissioner

. Respondent.

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of certiorari or any other appropriate writ or order or direction calling for the records relating to the notice No.5325/TP/B3/SD/87/10/68, dated 8-10-1987

For the Petitioner: Mr. S.Dasaratharama Reddi, Advocate For the Respondent: Mr. K.Janardhana Rao, S.C. for M.C.H.

The court at the stage of admission made the following

ORDER:

Heard the learned counsel for the petitioner and the learned Standing Counsel for the Municipal Corporation of Hyderabad.

An agreement dated March 23, 1968 was entered into between the petitioner and the respondent-Municipal Corporation of Hyderabad as to the maintenance of a drain of a length of 340 feet, situated behind the premises of the petitioner at Karbala Maidan, Secunderabad. In theimpugned notice dated October, 8, 1987 issued by the Municipal Corporation of Hyderabad, Secunderabad division, it was stated that the petitioner failed to provide adequate number of manholes and ladder for the Municipal Drainage workers to enter the drain for cleaning. It was also stated that it was proposed to keep the drain open to sky to avoid poisonous gases that would be formed on account of covering the open drain. The petitioner was asked to provide alternative arrangements within 10 days from the date of receipt of that notice. Questioning the validity of that notice this writ petition is filed.

It is submitted by the learned counsel for the petitioner that as per the terms and conditions of the agreement entered into between the petitioner and the Municipal Corporation, the petitioner covered the drain with R.C. C. slabs ith sufficient number of manholes and he did not, in any ex way, violate the conditions of the agreement. On the other hand, it is submitted by the learned Standing Counsel for the Municipal Corporation that as stated in the notice dated October 8, 1987 the petitioner failed to provide adequate number of man-holes and ladder for the Municipal Drainage Workers to enter the drain for cleaning. It was further stated that the manholes provided were narrow for the workers to enter the drain to clean and it a was proposed to keep the drain open to sky to avoid poisonous gases that would be formed on account of covering of the open drain. It is contended that the matter pertains to the realm of contractual obligation and therefore the writ petition is not maintainable.

I do not think that it wouldbe proper for this court at this stage to express a view one way or the other on the merits of the case. Having regard to the facts and circumstances of the case, the petitioner is directed to submit his explanation to the notice dated October 8,1987 within two weeks from today. On receipt of the explanation, the Eunicipal Corporation shall pass appropriate orders in

To.

Shr Satishbhandra M.Modi, Trustae of Girja Bahen Modi Family Trust, 8571, Rashtrapathi Road, Secunderabad.

24-10-1987

Dear Sir.

Sub: Covering of open Municipal drain-Agreement dated 28-1-72 executed between me and the M.W.H represen ted by its Spl.Officer and CommissionernSri C.N.Shashtry I.A.S under his order No: 26580/TPI/72

under his order No: 26580/TPI/72
KERY Hegy dt 28-1-72 (regular Agreement kearing of same date.

Ref: Regd notice No: 325/TP/B3/SD/87/1048 Dated 8-10-87 (12th) received by me only at 14.00 hrs today signed for Commissioner, MCH, SD.

Please peruse the Xterox copy of Regd Notice referred to above sent to you herewith. It seems the MCH wants to revoke the agreement under some minor excuse or other that too after keeping quiet for so many years when the work was completed by you.

In the last para of this letter the MCH has allowed to make alternatex arrangements within 10 days from today otherwise they say that they will themselves revove the R.C.C slabs over the drain.

Therefore, I request you to kindly do whatever is best in the matter and if felt necessary consult Shri V.V.L. Narasimha Rao also.

Yours sincerely,

Enclo:

One X erox copy of the notice under ref erence above. Veerendra North Barman 549-665, Gunfoundry, Hyd bad Ph: 23 50 32

also endangers the pedestrians and passerby. Now-a-days all the muncipalities everywhere prefer to have the open drainage covered for better public health and safety. Hence we request you not to remove the R.C.C slabs that has been laid over the open drain and to revoke the above said show cause notice issued to us. If any alterations or changes are required to be made over the covering of the drain, the same could be intimated to us as covering of the drain, the same could be intimated to us so as to thathe us to take further steps in this regard. We also request you to fix a date for a joint inspection of the same. We are willing to cooperate with you and hope the same from you, and matter may be settled amicaply by both of us.

Thanking You,

Yours faithfully,

VEERENDRANATH BARMAN.

To

From

M/S. Veerendranath Burman & Others, 5-4-665, Cunfundary, HYDERABAD.

The Commissioner, Muncipal Corpn. of Hyderabad, Secunderabad Division, SECUNDERABAD.

Dear Sir,

Sub: Covering of open Muncipal Drainage as per Order No. 11461/1/Agreement dated 23-3-1968.

Ref:- Show cause notic dated 8-10-87 to revoke the agre ment.

As per the agreement dated 23-10-1968 entered by us with you for covering the open drain flowing behind our premises at Karbala Maidan, we have covered the said open drain as per the terms and conditions laid down in the said agreement on our own cost. Since the covering of the said open drain by K.C.C slabs there were no compaints at all either from your office or anybody else i.e. in about 20 years. As and when required we have also carried out necessary repairs at our own cost to keep the same in good condition. Till date there was no choking or blocking of the said drain and there was always free flow of the drainage water. As the covering of the said drain is maintained well and is in good condition it does not endanger the pedestrians or passerby.

As already stated above we once again bring your kind attention to the fact that the said open drainage was covered in strict compliance with the terms and conditions contained in the agreement Accordingly we have provided the required number of man holes etc. for the muncipal drainage workers to enter the drain.

We also like to bring to your kind notice that open drain in fact pose a threat to the health of the residents nearby and it

The Indian Iron & Steel Corporation

REGISTERED STOCKISTS OF IRON & STEEL

APGST Rc.No.Hi-R-RP-1222/1973-74. CST, Rc.No.Hi-R-RP-1604/1973-74.

SECUNDERABAD-500 003
GRAMS:"STEELCO" TELEX: 0425 6791 MODI IN

CS1, Hc.No. Hi-H-H2-1004/1973-74. .8SI Registration No. 01/08/40725/PMT/SSI dt. 4-10-77

> PRES 37935 DIRECT 822685 OFFICE 74638

your ref:

OFFICE 74638 72399 77145

8571, R.P.ROAD, P.B.No. 1669. Opp KARBALA: MAIDAN,

date:

Stockists of: ANGLES ROUNDS BEAMS PLATES SHEETS WELDED MESH ETC

-2-

fix a date for a joint inspection of the same. We are willing to cooperate with you and hope the same from you, and matter may be settled amicably by both of us.

Thanking You,

for THE INDIAN IRON & STELL CORPORATION.

The Indian Iron & **Steel Corporation**

REGISTERED STOCKISTS OF IRON & STEEL

APGST. Rc. No. HI-R-RP-1222/1973-74. CST, Rc.No. HI-R-RP-1604/1973-74. SSI Registration No. 01/08/40725/PMT/SSI dt. 4-10-77 8571 R.P.ROAD. P.B.No. 1669. Opp KARBALA MAIDAN, SECUNDERABAD-500 003

GRAMS: "STEELCO" TELEX: 0425 6791 MODI IN

vour ref

RES: 37935 DIRECT: 822685 OFFICE: 74638

72399

date

Stockists of: ANGLES ROUNDS BEAMS PLATES SHEETS WELDED MESH ETC.

Dt. 27-10-87.

sad!

The Commissioner. Muncipal Corpn. of Hyderabad. Secunderabad Division, SECUNDERABAD.

Dear Sir.

Sub: - Covering of open Muncipal Drainage as Order No. 11461/1/ Agreement dated 23-3-1968.

Ref: - Your Show cause notice dated 8-10-87 to revoke the agreement.

As per the agreement dated 23-10-1968 entered by us with you for covering the open drain flowing behind our premises at Karbala Maidan, we have covered the said open drain as per the terms and conditions laid down in the said agreement on our own cost. Since the covering of the said open drain by R.C.C slabs there were no complaints at all either from your office or anybody else i.e. in about 20 years. As and when required we have also carried out necessary repairs at our own cost to keep the same in good condition. Till date there was no choking or blocking of the said drain and there was always free flow of the drainage water. As the covering of the said drain is maintained well and is in good condition it does not addanger the pedestrians or passerby.

As already stated above we once again bring your kind aftention to the fact that the said open drainage was covered in strict compliance with the terms and conditions contained in the agreement. Accordingly we have provided the required number of man holes etc. for the muncipal drainage workers to enter the drain.

We also like to bring to your kind notice that open drain in fact pose a threat to the health of the residents nearby and it also endangers the pedestrians and passerby. Now-a-days all the muncipalities everywhere prefer to have the open drainage covered for better public health and safety. Hence we request you not to remove the R.C.C slabs that has been laid over the open drain and to revoke the above said show cause notice issued to us. If any alterations or changes are required to be made over the covering of the drain, the same could be intimated to us so as to enable us to take further steps in this regard. We also request you to

IN THE HIGH COURT OF JUDICATURE OF ANDHRAPRADESHIAT HYDERABAD. (SPECIAL ORIGINAL JURISDICTION)

FRIDAY, THE SIXTH DAY OF NOVEMBER ONE HUNDRED NINE HUNDRED AND EIGHTY SEVEN

: PRESENT :

THE HONOURABLE MR. JUSTICE LAKSHMANA RAO

WRIT PETITION NO. 16598 OF 1987

1. M/s. Veerandranath Barusu

2. Girijan Ben Modi Family Trust, rep. by its Trustee Satish Medi. and

. Petitioners

The Municipal Corporation of Hyderabad rep. by its Commissioner.

. Respendent

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the high Court will be pleased to is sue a writ of Certiorari or any other appropriate writ or order or direction, calling for the records, relating to the notice No.325/TP/B3/SD/87/1048, dt. 8.10.87 and guash it and restrain the respondent from proceeding further.

For the Petitioner Mr. S.Dasaratharama Reddi, Advocate For the Respondent Mr. K. Janardhana Rao, S.C. for M.C.H., The Court at the admission stage made the following orders:

Heard the learned counsel for the petitioners and the learned Standing Counsel for the Municipal Corporation of Hyderabad.

An agreement dated 28-1-1972 was entered into between the first petitioner and the respondent- Municipal Corporation of Hyderabad as to the maintenance of a drain, of a length of 85 feet, situated behind the premises of the first petitioner at Karbala Maidan, Secunderabad, which he (first petitioner) sold to the second petitioner. In the impugned notice dated 8-10-1987 issued by the Municipal Corporation of Hyderabad, Secunderabad divisionn, it was stated that the first petitioner failed to provide adequate number of manholes and ladder for the Municipal Drainage workers to enter the drain for cleaning. It was also stated that it was proposed to keep the drain open to sky to avoid poisonous gases that would be formed on account of covering of the open drain. The first petitioner was asked to make alternative arrangements within 10 days from the date of receipt of that notice.

Questioning the valdity of that notice, this Writ Petition is filed.

It is submitted by the learned counsel for the petitioners t at as per the terms and conditions of the agreement entered into between the first petitioner and the Municipal Corporation, the first petitioner covered the drain with R.C.C. slabs with sufficient number of manholes and did not, in any way, violate the conditions of the agreement. On the other hand, it is submitted by the learned Standing Counsel for the Municipal Corporation that as stated in the notice dated 8-10-1987 the first petitioner failed to provide adequate number of manholes and ladder for the Municipal Drainage Workers to enter the drain for cleaning. It was further stated that the manholes provided are narrow for the workers to enter the drain to clean and it was propose to keep the drain open to sky to avoid poisonous gases that would be formed on account of covering of the open drain. It is contended that the matter pertains to the realm of contractual obligation and therefore the Writ Petition is not maintailable.

I do not think that it would be proposer for this Court at this stage to express a view one way or the other on the merits of the case. Having regard to the facts and circumstances of the case, the petitioner are directed to submit their explanations to the notice dated 8.10-1987 within two weeks from today. On receipt of the explanations, the Municipal Corporation shall pass appropriate orders in accordance with law

after giving an opportunity of being heard to the petitioners. Pending passing of final orders, the petitioners shall comply with the terms and conditions of the agreement entered into between the first petitioner and the Municipal Corporation of Hyderabad. Final order, if any, passed by the Municipal Corporation of Hyderabad shall not be given effect to for a period of two weeks from the date of passing of the order. It is needless to mention that the Municipal Corporation shall pass appropriate orders on the basis of the relevant material and the terms and conditions of the agreement and uninfluenced by anything stated in the notice.

The Writ Petition is accordingly disposed of. No. costs. Advocate's fee Rs. 150/-.

Sd/- R.V.K.PANDURANGA VITTAL ASSISTANT REGISTRAR

//- TRUE COPY-//

ASSISTANT REGISTRAR

1. The Commissioner, Municipal Corporation of Hyderabad Hyderabad.

2. One cc to Mr. S. Dasaratharama Reddy, Advocate (On payment of usual charges)

3. One spare copy.

TRKR

he Indian Iron & iteel Corporation

REGISTERED STOCKISTS OF IRON & STEEL

APGST. Rc. No. HI-R-RP-1222/1973-74. CST, Rc. No. HI-R-RP-1604/1973-74. SSI Registration No. 01/08/40725/PMT/SSI. dt. 4-10-73 8571, R.P.ROAD, P.B.No. 1669, Opp KARBALA MAIDAN, SECUNDERABAD-500 003

SSI Registration No. 01/08/40725/PMT/SSI dt. 4-10-77 GRAMS: "STEELCO" TELEX: 0425 6791 MODI IN

The Commissioner of Municipal Corporation of Hyderabad, Secundaryland Division, Secundaryland

your ref:

our ref

date: **12.11.87.**

RES: 37936 DIRECT: 822685 OFFICE: 74638

FICE: 74638 72399

Stockists of: ANGLES ROUNDS BEAMS PLATES SHEETS WELDED MESH ETC.

Sir.

Sub: Removal of RCC slabs ever drain in our presides.

Ref: 1) Your Show Cause notice 41,08,10,87.

 Order of the A.P.High Court in V.P.No. 16323/87 dt. 30, 10,87.

C12.11.87 M

Purther to our objections dt. 27.10, 27 we have to inform you that we filed Writ Petition No. 16232/87 questioning your show some motion proposing to remove the RCC Slabs over the drain in our premises. The High Court was pleased to dispose of the Writ Petition on 30.18,87 with a direction to us to file objections before you within I works. Purther the High Court ordered that you shall consider the objections and pass appropriate orders in accordance with law and that the final order if any passed by you should not be implemented, till 2 weeks after passing of the order.

A copy of the High Court order is enclosed bereath. We accordingly submit our objections as under:-

- granted under Section 299(1) of the H.M.C. Act, the Homographic Commissions termot revoke the agreement in the absence of any branch of the terms of the agreement by us. As already submitted, there has been no branch of any of the terms of the agreement whatsoever and the officials of Manieigal Corporation, Hyderabad have never brought to our notice any such branch all these years during any of their inspections. Thus the impaged notice is without jurisdiction, and is contrary to the proceedings dt.25.03.66 issued by the Municipal Comporation.
- 2. Byen assuming that the Hemourable Commissioner can revoke permission granted under section 299(1) of the H.H.C. Act, it is not open to him to

Comtd.... 3

revoke the permission granted as early as in 1966 by virtue of the principle of esteppel in as such as the petitioner has acted upon it and epent about h.2 lubbs to its detriment.

- 5. The impaged motion is arbitrary and unreasonable and entend hardship to us since, as already submitted we have spent about 2 lakes in 1960. If the drain is kept open ourselves including our temants will not have any access to their presises from the Ring Read. Further a let of refuse will be demped into the drain and there is also risk of its being used as intuine by the femoral Public. Decides counciling fool small it will become a health because to the workers of our temants and to the General public. Ye request you kindly to obtain opinion of any Nedical appart as to whether in according the drain is an advisable act.
- A. The impageous notice is also contrary to cottom 316 of the N.H.C. Act under which it is mendatory on the part of the Corporation to cover all the open drains whether belonging to the Corporation or to private payeons. In fact in all necessaries either and terms all ever the world, drainage system is covered in the interest of public health. By beging it open, there will be let of mengaine menae and angeling the health of the public.
- 5. Perther the agreement does not provide that we should construct non-balos such lies provide ladders. Not with standing this, we have provided 4 man heles to Sacilitate conscional charles of the drain.
- 6. Purther the corporation itself has relact backs attracture for a conscratal complex coupletely scaling the same drain running through the edjacent premises and we wender thy we are required to spen up RGC slabe which are only helping us to have an indeed to our premises through the ring read.
- To the Henourehile Countrationer will also appropriate that if the drain is open to sky, it will added the bealth of the posterior and it will also make an ugly eight on an important sing youl which connects the developing conjectable park and is also the read popularly used for gaing to Air part;
- In the elementances of respect you to captime the agreement and to have the RCS place ever the trade and disp par putation! We request you also surespected for joint-immedian of the alterna my date and table to you. In only you wish to proceed further, please give us an appartually of particular temperature of directed by the Henourable High Coupt.

incidentally we inform you that your equal had bentily anted on 11,11,87 and commoned denslighing of the RGS slabe implies of our intinating them about the High Court order by 1,00 pm and also producing a copy of the asknowledgement given in your effice at 1,30 pm. The denslities continued till 3,45 pm on 11,11,67 and could be stopped with great difficulty. Phone note that these objections are filed by us without projuited toour right to take appropriate legal action for claiming damages for the act done by the corporation and also to take action against such of the efficials who failed to acknowledge and obey the High Court order.

for INDIAN IRON & STEEL CORPORATION.

(CHIPRAKASH P. MOSE).

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s. Vecrondrenath Durman & Others, 4-608, afoundary, Y D & R A B A B. (led 5^M 16.11.87

e Comissioner, misipal Cosperation of Hyderabad, sunderabad Mivision, E.C.W.B.D.B.B.A.B.A.D.

Subs Removel of RCG slabs over drain in our premises.

Pof: 1. Your Show Game Metico dt.00,10,1907. 2. Order of the A.P.High Goust in W.P.Ho. 1699/07, dt. 0.19.07.

Firther to our objections dt.27.10.87, we have to indem you that we filed Writ Petition No.16596/87 questioning your flow Game Notice proposing to remove the RCC slabs over the drain in our premises. The High Court was pleased to dispose off the Writ Petition on 6.11.87 with a direction to us to file objections before you within 2 weeks. Author the High Court ordered that you shall consider the objections and pass appropriate orders in accordance with Low and that the final order if any passed by you should not be implemented, till 2 weeks after passing of the order.

A copy of the High Court order is enclosed herewith. We accordingly submit our objections as under:

- 1. Having entered into agreement with us pursuent to the permission granted under Section 299(1) of the M.M.G. Act, the Noneurable Commissioner cannot revoke the agreement in the absence of any Breach of the terms of the agreement by us. As already submitted, there has been so breach of any of the terms of the agreement whatsoever and the officials of Numberpal Corporation Hyderabad have never brought to our notice any such breach all these years during any of their inspections. Thus the impugned motion is without jurisdiction, and is contrary to the proceedings \$1.25.35.66 issued by the Numberpal Corporation.
- 2. Even assuming that the Menourable Consistings out revelo partitation granted under section 399(1) of the M.M.G. Aut. It is not open to him to revoke the permission granted as early as in 1966 by virtue of the principle of estappel in as much as the petitionar has ested

upon it and spent about Rs.35,000/~ to its detriment.

- The impugned notice is exhitrary and unreasonable and caused hardship to us since, as already submitted us have spent about Re.35,000/- in 1968, If the drain is kept open, ourselves including our temants will not have any access to their premises from the Ming Mand. Further 3. a lot of refuse will be dumped into the drain and there is also risk of its being used as latrine by the General public. Sesides emanating foul smell it will become a health hegard to the westers of our tenants .. and to the General Public. He request you kindly to obtain opinion of any Medical expert as to whether un-covering the drain is an advisable act.
- The impugned notice is also contrary to Mection 316 of the MoMoG. Act under which it is mendatory on the part of the Corporation to cover all the open drains whether belonging to the Corporation or to private persons. In fact, in all the medern cities and towns all over the world, drainage system is covered in the interest of public health. By keeping it open there will be a lot of mosquite memore endangering the health of the public.
- Further the Corporation itself has raised basis struggers for a connercial complex completely sealing the same drain running through the edjacent premises and we wonder why we are required to open up ACC Alaba which are only helping us to have an access to our premises through the ring road.
- The Honoureble Commissioner will also appreciate that if the drain is open to sky, it will affect the health of the weshage and it will also make an ugly aight on an important ring road which comments the developing Samjeeviah Park and is also the good popularly used for going to the Alz Port.
- In the eirquestances we request you to continue the egreenent and to have the RCC Slabs over the drain and drop your proposal to remove them. Me request you also to arrange for joint inspection of the site on any date duitable to you. In case you wish to proceed further, please give us an opportunity of personal hearing as directed by the Honourable High Gourt.

Meaking You, No remain.

Encl: coly of the spigliconert.

Yours faithfully. for Veerendranath Burnan & Others. Ng, 325/19/83/5D/87/88

OFFICE OF THE
MUNICIPAL CORPORATION OF HYDERABAD
Secunderabad Division

Enclosures దీవితో జుశ్వరచి పంపిగవి హైదా9కాద్ పురపాలక సంఘం సికిందా9కాద్ విధాగము

From గార్మండి:

THE COMMISSIONER,
MUNICIPAL CORPORATION OF HYDERABAD
SECUNDERABAD - DIVISION

Tom/s. Indian Iron & Steel Corporation P Ltd., O Secunderabad, Represented by the partner, Sri. Om Prakash Medi, 8571, R.P.Read, Secunderabad.

Subject Municipal drain agreement dated 23.3.1968.

Ref:-1. Show cause notice Ne.5325/TP/B3/SD/87/1058

2. Your reply dated 27.10.87.

3. Your further objections dated 12.11.87 of the Henlible High Court of A.P. in W.P.No.16323/1987.

sir,

\U.

As per the orders of the Hon'ble High Court of Andhra Pradesh 7W.P.No.16323 of 1987 you are requested to appear before the Commissioner, Municipal Corporation of Hyderabad, Tank Bund, Hyderabad at 2 / Mon y -2-88 for hearing your orguments in the above matter.

Reen miles

eim/-

Yours faithfully

COMMISSIONER,

/B3/87 /8 9

OFFICE OF THE MUNICIPAL CORPORATION OF HYDERABAD Secunderabad Division

ညြာဇာ၅တေးပါ သွေးပုံဆဲစ နေးစညာစ ညီနီစတာ၅စာရီ သီတားကသော

Enclosures దీనితో జళవరచి చంపినవి

From గారి మండి

THE ADDL. COMMISSIONER, WAR MUNICIPAL CORPORATION OF HYDERABAD **SECUNDERABAD - DIVISION**

Bri.Veerendranath Burman & Others. e.Ne .5 .9 .665, Guare undry,

Hyderabad.

Subject Municipal drain - Agreement dated 28.1.1972.

೨೬ನ್ನು Shew cause netice No.5235/TP/B3/SD/87 et.8.10.87.

2. Your reply dated 27.10.87 as per the directions of the Hen'ble High Court of A.P. in W.P.No. 16598 of 1987.

sir.

As per orders of the Hon ble High Court of Andhra Pradesh in W.P.No.16598 of 1987, you are requested to appear before the Commissioner Municipal Corporation of Hyderabad, Tank Bund, Hyderabad at 2 p.M. dt. 8/2/88 for hearing the arguments in the above matter.

Yours faithfull

M.C. H. MYD

By pear V. N Barr 2/2/88

1.2.88

MINUTES OF THE MEETING HELD IN THE CHAMBERS OF THE ADDL.CITY FLANNER M.C.H. SD. IN THE MATTER MUNICIPAL DRAIN AT KARBALA MAIDAN? SECUNDERABAD.

In the joint meeting held in the chamber's of Addl.City
Planner among the efficials of the Municipal Corporation and the
representatives of the M/s.The Indian Iron & Steel Corporation
on 18-2-1988. The following efficers on behalf of M.C.H. and
the representatives on behalf of the M/s.Indian Iron & Steel
Corporation have participated in the joint meeting:-

1.Sri.Mahamada Yaumus, Addl.C.P. | on behalf of M.C.H.
2.Sri.Raghavender Raw, A.C.P. |
3.Sri.Ashak Chakmavarthi. | on behalf of M/s.Indian |
4.Sri.Om Prakash Medi | Iron & Steel Corporation.

Chief City Planer, M.C.H. among the efficials of the M.C.H. i.d., Chief City Planer, Addl.City Planer, Executive Regimer Zone VII and the representatives of the M/s. Indian Iron and Steel Corporation and M/s. Sundaram Motors held on 8-2-1988. In the above meeting the following conditions set forth by the Executive Engineer Zone VII. MCH. Secundarabad Division.

- 1. That the R.C.C. Slab should broken up by 6'-0" in length and to the full width of the slab at intervals of 80'-0" with heavy duty fro grills covering over the openings which should capable of removed whenever required.
- 2. That the Municipal Workers should be allowed to clean the drain at any time to time.
- 3. That the Muricipal Officers shall be allowed to inspect the drain at any time they want.
- 4. That they shall withdraw their contempt petities from the High Court.

The above matters were discussed on 17-2-1988 among the officials of the Municipal Corporation of Hyderabad i.e. Addl. City Planner, and Executive Engineer, Zone VII and the representatives of M/s.Sundaram Motors i.e. Asst. Branch Manager and

Asst. Persenal Officer. In the discussion they have come to one conclusion in the matter of openings on the R.C.C. Slab over the Municipal Drain. With the mutual understandings, the above officials are again putting the discussions on 20-2-1988 to finalise the matter.

Meeting Reldon 17th Feb.

Attended by A.C.P. Raghowandar Rac.

4 Md. Yumus.

Empakah hoer.

THE MINUTES OF THE MESTING HELD IN THE CHAMBER OF ADEL. CITY PLANNER, MUNICIPAL CORPORATION OF HYDERABAD SECUNDARABAD DIVISION ON 23-2-1988

The joint meeting is held in the chambers of the Addl.

City Planner in the matter of openings of of the Municipal

Drain situated at Karbala Maidan, Secunderabad. The following

Officers have participated in the Joint meeting.

- 1. Sri.V. Sathyanarayana : Chief City Planner.
- 2. Sri. Mahamood Younus : Add. City Planner,
- 3. Srt. Rajagopal : Executive Engineers Zone VII
- 4. Sri. Veerabhadra Rao : Deputy Executive Engineer.

 (The above Officers are on behalf of M.C.H.)
- 5. sri.Revichandran
- : Asst. Branch Manager
- 6. Sri.V.S. Sethuraman
- Asst. Personal Officer.
- 7. sri.s. Venkatraman
- Civil Engineer.

(On behalf of M/s. Sundaram Motors)

- 8. Sri. Om Prakash Modi : Partner of M/s. Indian Iron and Steel Corporation.
- 9. Sri. Ashok Chakravarthy: Civil Engineer.

(On behalf of Indian Imon and Steel Corporation)

Wide spread discussions have been taken place in the matter of openings of the R.C.C. slab (at Karbala Maidan Secunderabad) in between the Executive Engineer, Zone VII, of M.C.H. and the Civil Engineer of M/s. Sundaram Motors. In the above discussions it has been mutually decided that the above representatives on behalf of their respective firms will submit their proposels as per the discussions made to give open to sky cutting at equal distances as suggested by Executive Engineer, Zone VII M.C.H.

OFFICIALS

REPRESENTATIVES OF REHALF OF THE FIRMS

2 Sampring

3. Swarman-187484 --

4. Donody 23/2/84

5. 12 12/4

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3.

POST ACKNOWLEDGEMENT DUE

No. 5325/TP/SD/B3/87/226 ₹o.

OFFICE OF THE MUNICIPAL CORPORATION OF HYDERABAD Secundershad Division.

Enclosures దీనితో ఆతపర్గు సంపినవి హెదా?రాద్ పుఠపాలక సంఘం నికిందా? రాద్ విళాగము

From గారి నుండి

THE ADDL COMMISSIONER, MUNICIPAL CORPORATION OF HYDERABAD SECUNDERABAD - DIVISION.

TRAIN NO.

Section of the

Bladgler 1 4 a - 1

M/s. Indian & Iron Steel Corporation R. P. Road Secunderabad,

Kathala Maldan, _Secunderahad

Subject Municipal Corporation of Hydershad -Secundary ad Town Planning Section - Removal of R.C.C. Slab at Karbala Haiden, Ranigang

:- 1.Meeting with the regresentatives of your firm dt. 18-2-1988.

2. Newting with the representatives of your firm dt. 23-2-1988.

With reference to the subject, I am to inform you that during the case of discussion in the meeting held with the efficials of this office among other matter's it was decided that you will submit your proposals on behalf of your lies to give apen to sky cutting at equal distance as suggested by an Researable angineer, some VII, Manicipal Cosporation of Myderabad. you were exceedy reminded in this regard two times.

page egain you are hereby called upon to submit your Le rith in a week from the receipt of the letter.

Commission r.

2044/194

2 3 78

The Commissioner, Municipal Corpn. of Hyderabad, SECUNDERABAD.

16-3-88.

· Dear Sir,

Sub:- R.C.C. Slab over the Rain water sewage.

This is further to the meeting held on 23-2-88, with your Chief City Planner, Additional City Planner, Executive Engineer and Deputy Executive Engineer, at the Chamber of Additional City Planner, M.C.H., Secunderabad on the above subject, we are submitting our proposals for your consideration.

- 1. As mutually suggested, we are agreeable to open the slab at an regular interval of 100 feet. The proposed openings will have a removable grill supported with R.C.C./Steel Beams.
- 2. The opening of the slab shall not exceed 6 feet in length. The width will be the width of the nala.
- 3. We agree to let the municipal corporation workers/officials to do their cleaning/inspections wherever prior permission for the the same is obtained.
- 4. We shall provide 2' x 2' manholes for gases to escape at regular intervals.

We are enclosing a plan showing where manholes and spaces will be provided. This should be sufficient for not only the present working but also for future and we hope that the matter standasfifiahabaded permenantly.

Thanking You,

Yours faithfully, for Indian IRON & STEEL CORPN. AND VERRENDRA BURMAN.

Enel, plan.

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reg istered post"

Officeof the Muncipal Greenaton of Hyderabad Secundershad Division,

1.M/s.Sundaram Motors (Pvt.) Ltd.,

Ranigunj, Secumberabad.

2.M/s. Indian Iron and Steel Corporation Ranigunj, Secunderabad.

Sir,

Sub: -MCH -T.P.Section - Secunderabad Division - Removal of R.C.C. Slabs over Nala at Karbala Maidan, Ranigunj, Secunderabad -Reg.

Ref:-1.Minutes of the meeting held on 23-2-1988 in the Chambers of Addl. City Planner, MCH. 8D.

2. This office letter No.5325/TP/8D/83/87 dt- 1543-1988.

.

While inviting your kind attention to this office letters cited, I request you once again to offer your suggestions reactions to the suggestion made by the Executive Engineer of this office during a joint meeting held by your representatives with M.C.H. officials. The Executive Engineer was of the view that the RCC slab should be kept open to sky at equal distances throughout the length of the R.C.C. slab for providing an outlet for the poisonous gares of the covered Nala (Drain) which, however, can be obvered with Grill type Iron or coment slabs. This will facilitate the Municipal Drainage workers to undertake clearing of the drain periodically.

Your early reply will be highly apprediated.

Yours, faithfully,

Commissioner, MCH18D 22/3

Copy to: - Sri. Khader Ali Khan, Munddipal Standing Counsel for HighCourt, Nampally Station Road, Hyderabad for information.

the Commissioner, suicipal Corporation of lyderabad, ECUNDERABAD.

2044/221

29.3.88.

Dear Sir,

Sub :- Submitting of our proposals for R.C.C. Slab over the Nala at Karbala Maidan, Secunderabad.

Ref: - (1) Our letter No. 2044/194, dt. 16/3/88.

(2) Your letter No. 5325/TP/SD/B3/87/256/1,dt.21/22.3.88.

With reference to your letter cited above regarding submitting of our proposals, we draw your kind attention that we have already submitted our proposals vide our letter No. 2044/194, dt. 16/3/88 copy of ame that letter enclosed and also we have submitted a plan showing where man holes and spaces will be provided. We hope that our proposals will be sufficient to the suggestion made by the Executive Engineer of your office during the joint meeting held by our representatives with M.C.H. officials. We requesting you to kindly receive this letter and akknowledge the same on duplicate copy of thes letter.

Thanking you.

Yours faithfully, for INDIAN IRON & STEEL CORPORATION.



9.

5025/18/13/50 Indian Iron & Eteel Corporation, Opp: Karbala Maidan, Secunderabad. . sir, Subje MCH - T.P. Section - St. Refs- Your letter dated 2044/194 de 16-3-25-88. The conditions suggested by you of the discussions held by your official officials have been considered and also tracut ive ungineer, Municipal Corporation of Engineer, Municipal Corporation of the suggestions, made by the your the drain for the present. Dependent may be reviewed. beyending on

OFFICE OF THE MUNICIPAL CORPORATION OF HYDERABAD SECUNDERABAD DIVISION.

1r.No.5335/TP/B3/SD/87

Dated: 14.6.1988

To

Indian Iron & Steel Corporation, 8571 R.P.Road, Opp: Karbala Maidan, Secunderabad.

Sir,

Sub :- MCH T .P.Section - SD - Removal of R.C.C. Slab over nala at Karbala Maidan, Secunderabad Reg.

Ref :- Letter No.2044/194 dated 16.3.1988 & our letter No.5325/TP/P3/SD/87 dated 31.5.1988.

The condition suggested by you in your above letter No.2044/194 dated 16.3.1988 is accepted by the Executive Engineer Zone VII, M.C.H. S.D.

Statelya.

Yours faithfully,

M.C.H.S.D.

REGISTERED STOCKISTS OF IRON & STEEL

: Indian Iron &

el Corporation

acipal Corporation of Hyderabad

L. Commissioner.

underabad.

TelephoABGST /SEC 05/1/1748/1973-74 75233 CST. /SEC/05/1/1567/1973-74

Opp. KARBALA MAIDAN,

SECUNDERABAD-500 003.

SSI Registration No. 01/08/40725/PMT/SSI dt. 4-10-77 GRAMS: "STEELCO" TELEX: 0425 6791 MODI IN

APGST Rc. No. HI-R-RP-1222/1973-74 Office CST. Rc. No. HI-R-RP-1604/1973-74

your ref: N11 Dt. 3.6.89.

DIRECT: 822685

OFFICE: 74638 72399

our ref: 114/89-90, Dt; 31.5.89

77145

date :

Stockists of : ANGLES ROUNDS BEAMS PLATES SHEETS WELDED MESH ETC.

With reference to the above, We have commenced the work and due to Labour problem we are not able to complete within two days, therefore we request you to provide necessary assistance to remove the Slab as agreed between us.

We request you once again a to give us assistance to break the same.

Thanking you,

Yours faithfully, for THE INDIAN IRON & STEEL CORPORATION.

office of the Addl. City Planner, M.C.H. See bad Division.

No. 5325/71/5/59/87

Dated: - 20-5-89.

The Manager. Sundaram Motors, Mahatma Candhi Road, Sec bad. Sir.

> Sub: HCH - T.P. Section - Removal of RCC alab ever Hala at Karbala Maidan, Sec bad.

Ref:- 1. Your letter No. 2044/194 dated 16-3-89.
2. This office letter No. 5335/TP/N3/RD/87 dt. 14-6-89.

3. Your letter No. 803/PRL/204/89 dt.3-4-89.

you have informed through your letter 3rd cited that you were taking up necessary steps to proceed further in the matter pertaining to the removal of RCC Slab over Hala of Karbalancides, Sec'bad, as accepted by the Executive Enginee r. Zone VII, MCM, See bad.

The Governing Body of the Corporation is pressing the A desired text on to take immediate steps in the matter and it is also felt advisable to get the work completed before the commences. ment of Moonsoon.

In such circumstances, I have to request you to kindly take up the work as per the mutually agreed conditions, vide references Ist and 2nd cited above.

If there is so response from you and by the end of May 1989, the Corporation may have to get the work done through its Engineer Department.

Maying come to a mutual agreement, I am confident that your co-speration will not be lagging in the completion of the work before the onset of the Marmon.

A waiting an early reply in the matter.

City Planter. icil.sp.

Yours faithfully

- 1. M/s Indian Iron & Steel Orporation and Veerendra Burman, with a similar request.
- 2. The Executive Engineer, zone VII, MCH.SD.

ox 1,106w.

The Addl.City Planner, M.C.H. Secunderabad Division, SECUNDERABAD.

114/89-90

31.5.89.

Sir.

Sub :- Removal of RCC Slab over Nala at Karbala Maidan, Secunderabad.

Ref :- Your letter No. 5325/TP/B3/SD/87.et. 20.5.89.

With reference to your letter cited above, we would like to inform you that as informed by us earlier we are taking necessary steps to complete the work. The work is under progress, which we hope will complete before the commencement of Monsoon.

We hope that you will appreciate the situation.

Thanking you,

for INDIAN IRON & STEEL CORFORATION.

Office of the Addl.City Flanner. Murdcipal Corporation of Hyderabad. Geoundarabad Division. baqunderabad.

No.

Dated: 3-6-1989.

To

M/s. Sundaram Moters. Mahatma Gandhi Road. Securder abad.

Indian Iron & Steel Corporation. R.F.Road, Secunderabad.

Surman Brothers. Secunderabad.

Sir.

Subs Removal of RCC Slab over Nala at Karbala Maidan. Secunderabad.

Ref. 1. Latter of the Anglan Iron & Steel Corporation No.114/89-90 dt. 31-5-1989.

2. Letter of Jundaman Motors No. 9CR/FRL/272/39 at. 31st May 1989.

In the letters referred to above, you have agreed to fulfil the conditions of the mutual agreement entired into by you with the M.C.K. by keeping the R.C.C. Slab open at regular distances for clearing the Male. As the mansoon is the fast approaching and the General Body of the Corporation is pressing for cleaning the Mala, you are called upon to break open the R.C.C. Blabonvering the nela at regular distances within two days, failing which the entire slab will be removed by this office.

WIDE. COM TOSIONER MCHS.D. for

dours Mithfully.

ON GOVERNMENT & RAILWAY LIST

Telephonest /SEC:05/1/1748/1973-74 ČST. /SEC/05/1/1567/1973-74

your ref: City Planner Lr. No. Nil.

Dt. 3.6.89

122/89/90

REGISTERED STOCKISTS OF IRON & STEEL

SSI Registration No. 01/08/40725/PMT/SSI dt. 4-10-77

APGST Rc. No. HI-R-RP-1222/1973-74 CST. Rc. No. HI-R-RP-1604/1973-74

822685

8571, R.P. ROAD, P.B. No. 1669, Opp. KARBALA MAIDAN,

SECUNDERABAD-500 003.

J 834145

GRAMS: "STEELCO" TELEX: 0425 6791 MODI IN

RES: 37935

DIRECT: 822685 OFFICE: 74638

72399

Stockists of : ANGLES ROUNDS BEAMS

PLATES SHEETS WELDED MESH ETC.

date: 3.6.89

Sir.

Indian Iron &

el Corporation

licipal Corporation Of Hyderabad, our ref:

Commissioner.

val of RCC Slab Over Mala at Karbala Maidam, Subi

City Planners Lr. No. Nil, Dt. 3.6.89. Refi

We are in receipt of your letter cited above and surprised to Note the centents. As promised by us we will complete the work before commensument of monsoon, but it is very difficult to us to comp lete the work within two days, as stated in your Letter, which was received by us at 5.00 P.N. on saturday the 3 rd day of June 1989. (Sunday is a bolidayote our effice)

As such, We pray you to extend the time The Anthon and oblige.

Thanking You.

Yours Fai thfully, for Indian Iron

CCto:

The Addl. City Planner, M. C. H. Secunderabed Division, Secunderabed - 500 003. For Information.

office of the Tore Manning section, M.C.M., Sec'bad Division. Datedr- 19-6-89.

no .5325/19/62/43/67 .

The Executive Engineer, me wil, M.C.H., sec'bad Division.

> Sika- K. C. W. those Manuful Bentley - CD- Smouth of Bic.C. Sist ever halk at Karbala Maldan -Marine and Marines

The demolities of side ever wale was carried out at various places as por the undertaking suggested by the Executive Suginces Bone VII.

You are necessed to initiate further action in this recard.

Copy to:

1. M/S Sundarem Motors for Information

2. The IDON und steel industry, for information a vecessary motion.
3. Voorendre nerson, for information a vecessary action

pai or 20 6.8%