

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF JULY
TWO THOUSAND AND ELEVEN

PRESENT
THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION No: 17146 of 2011

Between:

M/s. Vista Homes, A Partnership Firm rep. by its Managing Partner, Sri
Soham Modi, Having its Office at 5-4-187/3 & 4 Soham Mansion, M.G.
Road, Secunderabad.

..... PETITIONER

AND

- 1 The Greater Hyderabad Municipal Corporation, Rep by its
Commissioner, Tank Bund, Hyderabad
- 2 Chief City Planner, Greater Hyderabad Municipal Corporation, Tank
Bund, Hyderabad.

.....RESPONDENTS

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 writ or order or direction more particularly one in the
nature of writ of mandamus declaring the action of the respondents in
keeping the building plan proposals pending right from 29.07.2009
without disposal taking objections one after the other with long gaps in
stead of taking all the objections at a time and changing its file numbers
from time to time and ultimately in keeping it in a cold storage from
07.10.2010 without any action on it till today as illegal, arbitrary, unjust,
malafide and against the constitutional guarantees and to consequently
direct the respondents to approve the building plan approvals with
present File No. 36678/11/10/2010 with its earlier file Lr. No.
0461/CSC/TP01/EZ/2010, dt. 01.07.2010 and Lr.No.0617/CSC/TP-
1/EZ/2009, dt. 29.07.2009 immediately.

Counsel for the Petitioner: SRI.K.SARVA BHOUMA RAO

**Counsel for the Respondents: SRI.C.DAMODAR REDDY (SC FOR
MUNICIPALITY)**

The Court made the following :ORDER

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION No.17146 OF 2011

ORDER:

Sri C.Damodar Reddy, the learned Standing Counsel for the Corporation on instructions stated that the petitioner's application for building construction was placed before the Building Committee meeting held on 17.06.2011 and after considering the same, it was proposed to return the plans unapproved for the reasons stated therein. It is also stated that the decision of the Building Committee has been communicated to the petitioner.

In the circumstances, no further enquiry is necessary and accordingly, the Writ Petition is disposed of leaving it open to the petitioner to challenge the order passed by the Building Committee dated 17.06.2011 if so advised, by availing the appropriate remedy available under law. No costs.

SD/- R.L.N. CHARYULU
ASSISTANT REGISTRAR

// TRUE COPY //


SECTION OFFICER

To

1. The Commissioner, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
2. The Chief City Planner, Greater Hyderabad Municipal Corporation, Tank Bund, Hyderabad.
3. Two CD copies.
4. One CC to Sri K. Sarva Bhouma Rao, Advocate (OPUC)
5. One CC to Sri C. Damodar Reddy, Advocate (OPUC) (SC for Municipality)

KDR *evr*

HIGH COURT

DATED: 28/07/2011

ORDER

WP No.17146 OF 2011

DISPOSING THE W.P.
NO COSTS.

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