

(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
THURSDAY, THE TWENTY FIFTH DAY OF JANUARY TWO THOUSAND AND
TWENTY FOUR

:PRESENT:

THE HONOURABLE SRI JUSTICE T.VINOD KUMAR
WRIT PETITION NO: 1806 OF 2024

Between:

M/s. Kadakia and Modi Housing, Rep. by its Managing Partner, Soham Modi,
S/o. Late Satish Modi, Aged 55 Years, Occ. Business, R/o. Survey No.1139,
Shamirpet, Shamirpet Mandal, Medchal-Malkajgiri District.

Petitioner

AND

1. State of Telangana, rep by Principal Secretary, Municipal Administration and Urban Development Department, Secretariat Hyderabad.
2. Hyderabad Metropolitan Development Authority, Rep. by its Metropolitan Commissioner, 7th Floor, Swarna Jayanthi Complex, Ameerpet, Hyderabad.
3. Shamirpet Grampanchayat, Rep. by its Executive Secretary, Shamirpet Village and Mandal, Medchal-Malkajgiri District.
4. S. Vijayalaxmi, W/o.G. Mallikarjun, Aged about 43 Years, Occ. Housewife, R/o.B-3, Nalsar University, Shamirpet, Hyderabad.
5. G. Mallikarjun, S/o. G. Chennaiah, Aged about 50 Years, Occ. Business, R/o.B-3, Nalsar University, Shamirpet, Hyderabad.

Respondents

WHEREAS the Petitioner above named through its Advocate SRI PRABHAKAR PERI presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ of mandamus or any other appropriate Writ order or direction declaring the inaction of the Respondents 2 and 3 in demolishing the illegal and unauthorized structures raised by the Respondent No.4 and 5 in Villa No.32 of Gated Community and Group Housing Scheme on land admeasuring Ac. 5-86 guntas in Survey No.1139, Shamirpet Village and Mandal, Medchal-Malkajgiri District as arbitrary, illegal and dereliction of duty and consequently direct the Respondents 2 and 3 to demolish the said structures in Villa No.32 of Gated Community and Group Housing Scheme on land admeasuring Ac.5- 86 guntas in Survey No.1139, Shamirpet Village and Mandal, Medchal-Malkajgiri District forthwith;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri PRABHAKAR PERI Advocate for the Petitioner and GP for MA & UD, who takes notice for respondent 1 and Smt D.Madhavi (S.C.), who takes notice for respondent 2 and Sri P Kishore Rao (S.C.), who takes notice for respondent 3, directed issue of notice to the Respondents 4 & 5 herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. S. Vijayalaxmi, W/o.G. Mallikarjun, Aged about 43 Years, Occ. Housewife, R/o.B-3, Nalsar University, Shamirpet, Hyderabad.
2. G. Mallikarjun, S/o. G. Chennaiah, Aged about 50 Years, Occ. Business, R/o.B-3, Nalsar University, Shamirpet, Hyderabad.

are directed to show cause as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

THE COURT MADE THE FOLLOWING ORDER:

Learned Government Pleader for Municipal Administration & Urban Development takes notice for respondent No.1.

Smt. D.Madhavi, learned Standing Counsel takes notice for respondent No.2.

Sri P.Kishore Rao, learned Standing Counsel takes notice for respondent No.3.

Issue notice to respondent Nos.4 and 5.

Personal notice by RPAD/Speed Post is permitted, subject to filing proof of service.

List after two weeks in D.L.1.

//TRUE COPY//

**SD/- T. VIJAY KUMAR
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. S. Vijayalaxmi, W/o.G. Mallikarjun, Aged about 43 Years, Occ. Housewife, R/o.B-3, Nalsar University, Shamirpet, Hyderabad.
2. G. Mallikarjun, S/o. G. Chennaiah, Aged about 50 Years, Occ. Business, R/o.B-3, Nalsar University, Shamirpet, Hyderabad. (1 & 2 by RPAD along with a copy of petition and affidavit)
3. One CC to SRI. PRABHAKAR PERI Advocate [OPUC]
4. Two CCs to GP FOR MA & UD, High Court at Hyderabad. [OUT]
5. One spare copy

HIGH COURT

TVKJ

DATED:25/01/2024

POST AFTER TWO WEEKS IN D.L.1

NOTICE BEFORE ADMISSION

WP.No.1806 of 2024

