

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

(SPECIAL ORIGINAL JURISDICTION)

FRIDAY THE FOURTEENTH DAY OF NOVEMBER TWO THOUSAND AND
THREE

: PRESENT :

THE HON'BLE MR.JUSTICE: **A. GOPAL REDDY**

W.P. No. 24071 of 2003

Between:

1. Iqbal Ahmed
2. Abdul Ahmad
3. Mohd. Ismail
4. Azeez Husain
5. Abdul qadeer
6. Abdul Razak
7. Abdul Saleem
8. Abdul Gafoor
9. Abdul Waheed
10. Sainath
11. Bhojanna
12. Akthar Hussain
13. Mohd. Chand
14. Moula khan
15. M. Wahabuddin Qureshi
16. Mohd. Aran
17. Dattatri
18. Md. Ismail
19. Gangadhar
20. Bakar Hussain
21. Md. Shaied
22. Qamar Beg
23. Ram prasad
24. Babu

Petitioners

AND

1. The Municipal Council, Bhainsa Municipality, Rep. by its Commissioner.
2. The District Collector, Adilabad District, Adilabad.

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court will be pleased to issue a writ, order or direction more particularly in the nature of Writ of Mandamus declaring the notices bearing No.G1/166/2003/01 to 3,10,11,14,18, to 22,24,29,30 & 35 dated 18.6.2003 as illegal, arbitrary and violative of the provisions of Section 194 of the A.P. Municipalities act, Article 19(1)(g) and 21 of the Constitution of India and consequently set aside the same.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of **Mr.V.Ravinder Rao**, Advocate for the Petitioners and of Mr. R.Thimma Reddy, Advocate for the Respondent No.1 and Govt. Pleader for Revenue for the Respondent No.2

The Court made the following ORDER :

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“**The Municipal Council shall make available, the leases, if any, entered by it with the petitioner’s by the next date of hearing i.e. on 21-11-2003 on which date the case shall stand posted for admission.**

In the meanwhile, there shall be stay of all further proceedings pursuant to the impugned order.

Post on 21-11-2003.”

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Commissioner. Municipal Council, Bhainsa Municipality, Bhainsa, Adilabad District.
2. The District Collector, Adilabad District, Adilabad. (**1 and 2 BY RPAD**)
3. 2 CCs to Govt. Pleader for Revenue, High Court of A.P., Hyderabad.
4. One Spare Copy.

Drafted by: KK

Drafted on; 17-11-2003

HIGH COURT

AGRJ

DT.14-11-2003

NOTE: POST ON 21-11-2003

ORDER

W.P.NO.24071 OF 2003

STAY