

**THE HONOURABLE SRI JUSTICE B.SESHASAYANA
REDDY**

WRIT PETITION NO. 21668 OF 2008

ORDER:

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1. This writ petition has been filed by Sunil Arora assailing inaction of the respondents in considering his representation dated 10-8-2008.

2. The petitioner claims that his brother Rajesh Arora is owner of premises bearing House No. 14-20-678/47, Bhagyanagar Society, Kukatpally Mandal. The total extent of the premises is 500 square yards. According to the petitioner, his brother purchased the house under sale deed dated 22-7-1998. On coming to know of the illegal encroachments made by some persons, the petitioner made an application to the 1st respondent to restrain the occupants from proceedings with the constructions.

3. Heard learned counsel appearing for the petitioner and perused the affidavit filed in support of the writ petition.

4. The writ affidavit averment clearly discloses that the petitioner has no right over the property. It is his brother who has claim over the property. In para 4 of the writ affidavit it is stated that the property subjected to illegal encroachments from some unknown persons. Such is the situation it is for the owner to initiate proceedings in the competent Civil Court for eviction of the illegal occupants.

5. In the given facts and circumstances, invocation of jurisdiction under Article 226 of the Constitution of India is wholly misconceived.

6. Accordingly, this writ petition is dismissed at the admission stage. No order as to costs.

30th September, 2008.
KM

30th September, 2008.

