

**HIGH COURT FOR THE STATE OF TELANGANA  
AT HYDERABAD  
(Special Original Jurisdiction)**

WEDNESDAY, THE TWENTY EIGHTH DAY OF OCTOBER  
TWO THOUSAND AND TWENTY

**PRESENT**

**THE HON'BLE SRI JUSTICE A. ABHISHEK REDDY**

**WRIT PETITION NO: 19128 OF 2020**

**Between:**

1. Smt. Radharapu Krupa, W/o. Ramanna, Aged about 40 years, Occ- House wife, R/o. 21-10-90, Bhupalpally, Jayashankar Bhupalpally District
2. Thatikanti Latha Sri, W/o. Sankaraiah, Aged 38 years, Occ- House-wife, R/o. 21-10-84/4, Bhupalpally, Jayashankar Bhupalpally District.

**...PETITIONERS**

**AND**

1. The State of Telangana, rep. by its Principal Secretary, Municipal Administration Department, Secretariat, Hyderabad.
2. The Bhupalpally Municipality, Rep. by its Commissioner, Bhupalpally, Jayashankar Bhupalpally District.
3. The Singareni Collieries Co. Ltd, Rep. by its General Manager, Bhupalpally, Jayashankar Bhupalpally District.

**...RESPONDENTS**

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, order or a direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in seeking to demolish and dispossess the petitioners from their respective houses bearing Nos. 21-10-90 and 21-10-84/4, with appurtenant land in Survey Nos. 170/2, situated at Bhupalpally Municipality, Jayashankar Bhupalpally District, without following due process of law, as being arbitrary, illegal, unreasonable, violative of principles of natural justice and also violative of Articles 14, 21 and 300-A of the Constitution of India and issue a consequential direction directing the respondents not to demolish or dispossess the petitioners from the said houses without following due process of law

**IA NO: 1 OF 2020**

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents not to demolish and dispossess the petitioners from their houses bearing Nos. 21-10-90 and 21-10-84/4, with appurtenant land in Survey Nos. 170/2, situated at Bhupalpally Municipality, Jayashankar Bhupalpally District, without following due process of law, pending disposal of the writ petition

**Counsel for the Petitioners: SRI D. BHASKAR REDDY**

**Counsel for Respondent No. 1: GP FOR MUNICIPAL ADMINISTRATION &  
URBAN DEVELOPMENT**

**Counsel for Respondent No. 2: SRI N. PRAVEEN KUMAR**

**Counsel for Respondent No. 3: SRI J. SREENIVASA RAO,  
SC FOR SINGARENI COLLIERIES LIMITED**

**The Court made the following: ORDER**

**THE HON'BLE SRI JUSTICE A.ABHISHEK REDDY**

**WRIT PETITION No.19128 of 2020**

**ORDER:**

Heard the learned counsel for the petitioners, the learned Government Pleader for Municipal Administration & Urban Development appearing for respondent No.1, Sri N. Praveen Kumar, the learned Standing Counsel for Municipality appearing for respondent No.2 and Sri J.Sreenivasa Rao, the learned Standing Counsel for Singareni Collieries appearing for respondent No.3. With their consent, the Writ Petition is disposed of at the stage of admission itself.

The main grievance of the petitioners in this writ petition is that the respondents are trying to dispossess them and demolish their houses without following due process of law.


Sri J.Sreenivasa Rao, the learned Standing Counsel for Singareni Collieries, has stated that the entire land of the Singareni Collieries Company Limited in Survey No.333 was surveyed on 19.06.2019 and 11.05.2020, and after conducting survey, it was found that the land, which is being claimed by the petitioner as falling in Survey No.170/2 of Bhupalpally Municipality, Jayashankar Bhupalpally District, is in fact falling in Survey No.333, which was acquired by the Singareni Collieries Company Limited. Learned Standing Counsel has further stated that the respondent No.3 will follow the procedure prescribed under the Andhra Pradesh Public Premises (Eviction of Unauthorised Occupants) Act, 1968 (for short, 'the Act') for evicting the petitioners and taking possession of the land falling in Survey No.333, and till such time, they will not take any coercive steps.

Recording the above submission made by the learned Standing Counsel that respondent No.3 will follow the procedure prescribed under the Act to evict the petitioners from the subject houses, and till such time, they will not take any coercive steps, the Writ Petition is disposed of.

The miscellaneous petitions pending, if any, shall stand closed. There shall be no order as to costs.

**SD/-N.CHANDRA SEKHAR RAO**  
**ASSISTANT REGISTRAR**

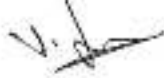
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**SECTION OFFICER**

To,

1. The Principal Secretary, Municipal Administration Department, State of Telangana, Secretariat, Hyderabad.
2. The Commissioner, Bhupalpally Municipality, Bhupalpally, Jayashankar Bhupalpally District.
3. The General Manager, Singareni Collieries Co. Ltd, Bhupalpally, Jayashankar Bhupalpally District.
4. One CC to Sri D Bhaskar Reddy Advocate [OPUC]
5. Two CCs to GP for Municipal Administration & Urban Development, High Court for the State of Telangana (OUT)
6. One CC to Sri N. Praveen Kumar, Standing Counsel for GHMC (OPUC)
7. One CC to Sri J. Sreenivasa Rao, Standing Counsel for Singareni Collieries Limited (OPUC)
8. Two CD Copies

MBC



VACATION COURT

HIGH COURT

DATED: 28/10/2020



ORDER

WP.No.19128 of 2020

DISPOSING OF THE WRIT PETITION

WITHOUT COSTS

(10) VLV  
29/10/20