

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

FRIDAY, THE THIRTIETH DAY OF JULY
TWO THOUSAND AND TWENTY ONE

PRESENT

THE HON'BLE SRI JUSTICE T.AMARNATH GOUD

WRIT PETITION NO. 19395 OF 2020

Between:

Chinta Venkataiah, S/o. Pedda Chennaiah, aged about 40 years,
Occ.Agriculture, R/o. H. No. 2-32, Kothapally Village, Balmoor Mandal,
Nagarkurnool District

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, Panchayatraj Department, Secretariat, Hyderabad.
2. The District Panchayat Officer, Nagarkurnool District, Nagarkurnool.
3. The Divisional Panchayat Officer, Achampet Division, Nagarkurnool District.
4. The Mandal Panchayat Officer, Balmoor Mandal, Nagarkurnool District.
5. The Grampanchayat, Kothapally Village, Balmoor Mandal, Nagarkurnool District, rep. by its Sarpanch.
6. The Fisherman Cooperative Society, Kondareddy Village, Balmoor Mandal, Nagarkurnool District, rep.by its President, B. Venkataiah S/o. Not Known, aged. Major, R/o. Kondareddy Village, Balmoor Mandal, Nagarkurnool 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 an order or direction more particularly one in the nature of Writ of Mandamus declaring the action of 2nd respondent in issuing the order dated 28/09/2020 and 06/10/2020 in directing the 5th respondent Grampanchayat to conduct fresh auction of fishing rights in respect of Jalakam Cheruvu of Kothapally Grampanchayat, Balmoor Mandal, Nagarkurnool District, though the 5th respondent have already held auction of fishing rights of the said Cheruvu in favour of the petitioner in pursuant to the earlier order of the 2nd respondent dated 06/08/2020, as illegal unlawful and against the principles of natural justice and consequently direct the respondents to Continue the fishing rights of the Jalakam Cheruvu of Kothapally Village for the year 2020-21 at the bid amount of Rs.40,000/-.

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 stay of all further proceedings in pursuant to the order dated 28/09/2020 and 06/10/2020 passed by the 2nd respondent in file No.A3/42SI2020 including the fresh auction to conducted by the 5th respondent Grampanchayat in respect of Jalakam Cheruvu at Kothapally Village, Balmoor Mandal, Nagarkurnool District, so as to enable the petitioner to continue to hold his fishing right in respect of the Jalakam Cheruvu, pending disposal of main writ petition.

IA NO: 1 OF 2021

Between:

1. The State of Telangana, Rep. by its Principal Secretary, Panchayatraj Department, Secretariat, Hyderabad.
2. The District Panchayat Officer, Nagarkurnool District, Nagarkurnool.
3. The Divisional Panchayat Officer, Achampet Division, Nagarkurnool District.

...PETITIONERS/RESPONDENT NOs.1 to 3

AND

1. Chinta Venkataiah, S/o, Pedda Chennaiah, aged about 40 years, Occ.Agriculture, R/o. H. No. 2-32, Kothapally Village, Balmoor Mandal, Nagarkurnool District

...RESPONDENT/PETITIONER

2. The Mandal Panchayat Officer, Balmoor Mandal, Nagarkurnool District.
3. The Grampanchayat, Kothapally Village, Balmoor Mandal, Nagarkurnool District, rep. by its Sarpanch,
4. The Fisherman Cooperative Society, Kondareddy Village, Balmoor Mandal, Nagarkurnool District, rep.by its President, B. Venkataiah S/o. Not Known, aged. Major, R/o. Kondareddy Village, Balmoor Mandal, Nagarkurnool District.

...RESPONDENTS/RESPONDENT Nos. 4 to 6

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 extend the time imposed in the orders dated 17/03/2021 passed in W.P.No 19395 of 2020, for a further period of two weeks.

Counsel for the Petitioner: SRI M. DAMODAR REDDY

**Counsel for the Respondent Nos. 1 to 3: GP FOR PANCHAYAT RAJ AND
RURAL DEVELOPMENT**

**Counsel for the Respondent Nos.4 & 5: SRI G. NARENDER REDDY,
S.C. FOR GPP/MPP/ZPP**

Counsel for the Respondent No.6: SRI D.L. PANDU

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE T. AMARNATH GOUD

WRIT PETITION No.19395 of 2020

ORDER:

1 Heard learned counsel for the petitioner and learned Government Pleaders.

2 It is submitted by both the parties that in view of the decision taken by the Government by way of G.O.Rt.No.268, dated 23.07.2021, nothing survives for adjudication in the writ petition.

3 In view of the above submission, no further orders are needed to be passed in this writ petition and this writ petition stands disposed of. There shall be no order as to costs. Pending miscellaneous petitions, if any, shall stand closed

//TRUE COPY//

**SD/-M.MANJULA
ASSISTANT REGISTRAR**

SECTION OFFICER

To,

1. One CC to Sri M. Damodar Reddy, Advocate [OPUC]
2. Two CCs to GP for Panchayat Raj and Rural Development, High Court for the State of Telangana at Hyderabad. [OUT]
3. One CC to Sri G. Narender Reddy, S.C. for GPP/MPP/ZPP (OPUC)
4. One CC to Sri D.L.Pandu, Advocate (OPUC)
5. Two CD Copies.
6. One Spare Copy.

MP



HIGH COURT

DATED:30/07/2021

ORDER

WP.No.19395 of 2020



DISPOSING OF THE WRIT PETITION
WITHOUT COSTS.

18/08
(8)