

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

FRIDAY, THE SECOND DAY OF MAY
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 13789 OF 2025

Between:

Sangem Bikshapati, S/o. Sangem Narsaiah, Aged 64 years, Occ. Retired,
R/o.H.No.12-8-388/6/A/16, Algadabawi, Mettuguda Secunderabad.

...PETITIONER

AND

1. The State of Telangana,, Rep., by its Principal Secretary, Revenue department, Secretariat, Hyderabad.
2. The District Collector,, Mahabubabad. The Revenue Divisional Officer, Mahabubabad.
3. The Executive Engineer,, Roads and Buildings Department, 5th Floor, ErramManzil, IrramManzil Colony, Punjagutta, Hyderabad, Telangana 500082.
4. The Tahsildar,, Kesamudram Mandal, Mahabubabad.

...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 Writ or direction one or more particularly in the nature of Writ of Mandamus declaring the action of the respondents in illegally encroaching upon the land of the petitioner admeasuring Ac.0.21 Gts., in two survey numbers i.e, in Sy.No.343 admeasuring Ac.0.0700 Gts., and in Sy.No.538/1 admeasuring Ac.0.1400 Gts., situated at Kesamudram Village, Kesamudram Mandal, Mahabubabad District, for laying a public road without any Notice or intimation, as illegal, arbitrary, un-constitutional, malafide and consequently direct the respondents to remove the encroachments on the petitioner land and further to

pay the compensation for the land acquired by the respondents for laying the public road.

IA NO: 2 OF 2025

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 respondent No.5 to pay the compensation to the petitioner for the land acquired i.e, total admeasuring Ac.0.21 Gts., land in two survey numbers i.e, in Sy.No.343 admeasuring Ac.0.0700 Gts., and in Sy.No.538/1 admeasuring Ac.0.1400 Gts., situated at Kesamudram Village, Kesamudram Mandal, Mahabubabad District by the respondents for laying the public road.

IA NO: 1 OF 2025

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 to remove the encroachments on the petitioner total admeasuring Ac.0.21 Gts., land in two survey numbers i.e, in Sy.No.343 admeasuring Ac.0.0700 Gts. and in Sy.No.538/1 admeasuring Ac.0.1400 Gts., situated at Kesamudram Village, Kesamudram Mandal, Mahabubabad District.

Counsel for the Petitioner :SRI. K ANNAPURNA REDDY

Counsel for the Respondent NOs 1 TO 3 ,5 : GP FOR REVENUE

Counsel for the Respondents NO 4 : GP FOR ROADS AND BUILDING DEPT

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE N.V. SHRAVAN KUMAR

WRIT PETITION No.13789 of 2025

ORDER:

Questioning the action of respondents in illegally encroaching upon the land of the petitioner admeasuring Ac.0-21 gts., in two (2) Survey numbers i.e., Sy.Nos.343 admeasuring Ac.0-07 gts., and in Sy.No.538/1 admeasuring Ac.0-14 gts., situated at Kesamurdram village and mandal, Mahabubabad district for laying public road without any notice or intimation the present Writ Petition is filed.

2. Heard learned counsel appearing for the petitioner and learned Assistant Government Pleader for Land Acquisition appearing for respondents. With the consent of the parties, the writ petition is being taken up for disposal at the admission stage itself. Perused the record.

3. Learned counsel for the petitioner submits that the subject lands are not included in the Land Acquisition

Notification and that the respondents' authorities are trying to lay road on the petitioner's property without giving any notice or intimation.

4. Learned Assistant Government Pleader for Land Acquisition appearing for respondents has placed written instructions of the District (R&B) Officer, (Executive Engineer), Mahabubabad – respondent No.4, wherein it is submitted that the road is being proposed for widening to four lanes but no work is being taken up beyond the right-of-way of the existing road.

5. Learned Assistant Government Pleader for Land Acquisition further submitted that they would be cautious and after putting notice to the petitioner, the respondent authorities will go ahead with laying of road. It is also made clear that the respondents while laying road should ensure that the petitioner's property is not affected and if the said property is required for the purpose of laying road they shall strictly follow due

process of law and the petitioners shall co-operate with the respondent authorities in identification and measurement of the affected properties, if any, with relevant records in their support.

6. Recording the said submissions made by the learned counsel on either side and with the consent of both parties, this writ petition is disposed of accordingly. There shall be no order as to costs.

Miscellaneous applications, if any pending, shall stand closed.

//TRUE COPY//

SD/- P. PONNA KRISHNA
ASSISTANT REGISTRAR

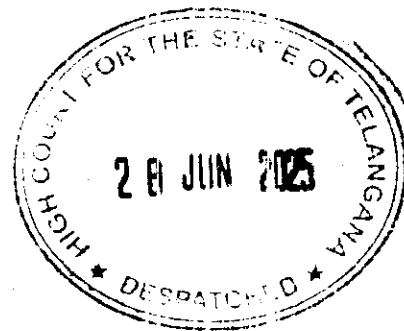
SECTION OFFICER

To,

1. The Principal Secretary, Revenue department, Secretariat, Hyderabad, The State of Telangana.
2. The District Collector, Mahabubabad. The Revenue Divisional Officer, Mahabubabad.
3. The Executive Engineer, Roads and Buildings Department, 5th Floor, ErramManzil, IrramManzil Colony, Punjagutta, Hyderabad, Telangana 500082.
4. The Tahsildar, Kesamudram Mandal, Mahabubabad.
5. One CC to SRI. K ANNAPURNA REDDY Advocate [OPUC]
6. Two CCs to GP FOR REVENUE ,High Court for the State of Telangana. [OUT]
7. Two CC to The GP FOR ROADS AND BUILDING DEPT, High Court for the State of Telangana, at Hyderabad[OUT]
8. Two CD Copies
DD/BSK

HIGH COURT

DATED:02/05/2025



ORDER

WP.No.13789 of 2025

DISPOSING THE WRIT PETITION WITHOUT COSTS

12
4.12
12/16/25