

**IN THE HIGH COURT FOR THE STATE OF TELANGANA  
AT HYDERABAD**

WEDNESDAY, THE THIRTIETH DAY OF OCTOBER  
TWO THOUSAND AND TWENTY FOUR

**PRESENT**

**THE HONOURABLE THE CHIEF JUSTICE ALOK ARADHE  
AND  
THE HONOURABLE SRI JUSTICE J. SREENIVAS RAO**

**WRIT APPEAL NO: 1246 OF 2024**

Writ Appeal under clause 15 of the Letters Patent Filed against the order Dated 14-10-2024 in writ petition Nos. 10198/2024 & 17432/2024 on the file of the High Court.

**Between:**

1. Naredla Latha, W/o Ramesh, Aged about 36 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
2. Mupparapu Mallikanba, W/o Mallaiah, Aged about 47 years, Occ. Agriculture Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
3. Mohammad Sadhka Bhi, W/o Late Basheer, Aged about 66 years, Occ. Agricultural Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
4. Mohammad Razia, W/o Raj Mohammad, Aged about 46 years, Occ. Agricultural Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
5. Mohammad Myrunnisa, W/o Abdul Salam, Aged about 41 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
6. Radarapu Gouri Priya, W/o Ramanakar, Aged about 27 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
7. Mupparapu Rama, W/o Raju, Aged about 38 years, Occ. Housewife, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
8. Rudrarapu Sarojana, W/o Saraiah, Aged about 68 years, Occ. Agricultural Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
9. Macharla Nirmala, W/o Raju, Aged about 48 years, Occ. Agricultural Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.

10. Sripada Sharadha, W/o Kumaraswamy, Aged about 43 years, Occ. Agricultural Coolie, R/o. Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
11. Shaik Nasreen, W/o Chand Pasha, Aged about 29 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
12. Farhin, W/o Atik Pasha, Aged about 31 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
13. Rayapuri Anitha, W/o Sammaiah Aged about 33 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
14. Ammi Ramesh, S/o Sammaiah, Aged about 40 years, Occ. Agricultural Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
15. MD. Rahimud, W/o Habib, Aged about 31 years, Occ. Agricultural Coolie, R/o. Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
16. Odela Lakshmi, W/o Sambaiah Aged about 50 years, Occ. Agricultural Coolie, R/o. Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
17. Challa Kanakalaxmi, W/o Kistaiah, Aged about 49 years, Occ. Housewife, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
18. Danam Sunitha, W/o Kumaraswamy, Aged about 51 years, Occ. Housewife, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
19. Sathpadi Damodar, S/o Narsaiah, Aged about 71 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
20. bathula Uma, W/o Anil, Aged about 32 years, Occ. Agricultural Coolie, R/o. Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
21. Appala Shankara chary, S/o Lingaiah, Aged about 58 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
22. Cheerlavantha Srilatha, W/o Sadaiah, Aged about 28 years, Occ. Agricultural Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
23. Appala Naveena, W/o Sravan Kumar, Aged about 26 years, Occ. Agricultural Coolie, R/o. Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
24. Appala Ramadevi, W/o Sathyanarayana, Aged about 45 years, Occ. Housewife, R/o. Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
25. Vadluri Madhavi, W/o Venkateswarlu, Aged about 31 years, Occ. Agricultural Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.

26. Rallabandi Subadhra, W/o Sampath, Aged about 43 years, Occ. Agricultural Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
27. Malapati Parwathi, W/o Venkata Reddy, Aged about 56 years, Occ. Housewife, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
28. Vadluri Nagarani, W/o Sambashivudu, Aged about 35 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
29. Vangari Saritha, W/o Krishna, Aged about 42 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
30. Kandigatla Mamatha, W/o Mahendar Aged about 52 years, Occ. Agriculture Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
31. Boosarapu Tejaswini, W/o Venkateswarlu, Aged about 25 years, Occ. Agriculture Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
32. Mudathanapalli Rama, W/o Ravindar, Aged about 55 years, Occ. Agriculture Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
33. Souram Yallamma, W/o Bondhaiah, Aged about 62 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
34. Loudya Ravi, S/o Raju, Aged about 44 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
35. Ganipaka Vasantha, W/o Swamy, Aged about 44 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
36. Bandi Ramadevi, W/o Sudhakar, Aged about 43 years, Occ. Agriculture Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
37. Chelupuri Komuramma, W/o Agaiah, Aged about 67 years, Occ. Household, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
38. Siluveru Sarala, W/o Srinivas, Aged about 42 years, Occ. Agriculture Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
39. MD. Salma, W/o Ayyubam, Aged about 36 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
40. Gummadelli Rajini, W/o Swamy, Aged about 30 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
41. Samala Srilatha, Aged about 28 years, Occ. Labour, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.

42. Jannu Komala, S/o Krishna, Aged about 47 years, Occ. Agriculture Coolie, R/o. Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
43. Jannu Vajra, W/o Sammaiah, Aged about 51 years, Occ. Agriculture Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
44. Manda Swarupa, W/o Sudhaiah, Aged about 50 years, Occ. Agriculture Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
45. Tharala Sampath, S/o Narsaiah, Aged about 52 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
46. Nanooru Varalaxmi, W/o Ramulu, Aged about 56 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
47. Cheerala Swapna, W/o Madhusudhan, Aged about 30 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
48. Ippakayala Kousalya, , D/o Gaddam Ayodya, Aged about 53 years, Occ. Agriculture Coolie, R/o. Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
49. Akula Anitha, W/o Mahendar, Aged about 35 years, Occ. Coolie, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.
50. Jaldcula Ramesh, W/o Ilaiah, Aged about 53 years, Occ. Housewife, R/o Stalin Nagar Colony, Outskirts of Paidipally Village, Near SRSP (Sri Ram Sagar Project Canal), Warangal Mandal and District.

**...APPELLANTS/PETITIONERS  
in WP No.10198/2024**

**AND**

1. The State of Telangana, Rep. by its Principal Secretary, Irrigation & Command Area Development, Secretariat, Hyderabad.
2. The Superintending Engineer, Sri Ram Sagar Project (SRSP) Irrigation Circle, K.C. Colony, Warangal District.
3. The Executive Engineer, Irrigation No.1, Parkal, Hanumakonda District.
4. The District Collector, Warangal, Warangal District.
5. The Commissioner of Police, Warangal District.
6. The Station House Officer, Enumamula Police Station, Warangal District.
7. The Station House Officer, Hasanparthy Police Station, Warangal District.

**...RESPONDENTS/RESPONDENTS**

**IA NO: 2 OF 2024**

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

suspend the common order passed by the Single Judge of the Hon'ble High Court Single dt.14-10-2024 in WP No.10198 of 2024 in the interest of justice.

**Counsel for the Appellants: SRI G. VEERA BABU**

**Counsel for the Respondent No.1 to 3: Ms. S. SWATHI, ASST. GP FOR  
IRRIGATION & CAD**

**Counsel for the Respondent No.4: SRI K. MURALIDHAR REDDY**

**Counsel for the Respondent No.5 to 7: SRI MAHESH RAJE, GP FOR HOME**

**The Court delivered the following: JUDGMENT**

**THE HON'BLE THE CHIEF JUSTICE ALOK ARADHE**

**AND**

**THE HON'BLE SRI JUSTICE J.SREENIVAS RAO**

**WRIT APPEAL No.1246 of 2024**

**ORDER:** *(Per the Hon'ble the Chief Justice Alok Aradhe)*

Mr. G.Veera Babu, learned counsel for the appellants.

Ms. S.Swathi, learned Assistant Government Pleader for Irrigation and Command Area Development Department for the respondents No.1 to 3.

Mr. Muralidhar Reddy Katram, learned Government Pleader for Revenue for the respondent No.4.

Mr. Mahesh Raje, learned Government Pleader for Home for the respondents No.5 to 7.

2. With the consent of the learned counsel for the parties the matter is heard finally.

3. This intra court appeal is filed against the order dated 14.10.2024 by which the writ petition preferred by the appellants i.e., W.P.No.10198 of 2024 has been dismissed.

4. Facts giving rise to filing of the appeal briefly stated are that the appellants claim to be landless poor persons and have constructed small huts in Stalin Nagar Colony on the outskirts of Paidipally Village, near the Sri Ram Sagar Project Canal, Warangal, admittedly on the Government land. The respondents initiated action for their dispossession. Thereupon, the appellants filed the writ petition in which the action of the respondents in interfering with the possession and enjoyment of the appellants' premises, was assailed *inter alia*, on the ground that the same is illegal and arbitrary. The learned Single Judge, by an order dated 14.10.2024, has dismissed the writ petition. Hence this appeal.

5. Learned counsel for the appellants submits that the appellants have encroached the Government land as they are landless poor persons. It is further submitted that the appellants are entitled to the benefit of the housing scheme framed by the State Government. It is further submitted that the appellants be granted reasonable time to vacate the premises in their occupation.

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6. On the other hand, the learned Government Pleader for Revenue has submitted that in case the appellants furnish an undertaking before the respondent No.3 - Executive Engineer, the appellants shall be permitted to occupy the premises for a period of four weeks. It is further submitted that in case the appellants fail to vacate the premises, the respondents be granted the liberty to take action for their eviction. It is also submitted that in case the appellants submit an application for allotment of the houses under the scheme, the same shall be considered in accordance with law.

7. In view of the aforesaid submissions and in the facts and circumstances of the case, it is directed as under:

- i) In case the appellants furnish an undertaking before the respondent No.3 - Executive Engineer, by 02.11.2024 that they shall vacate the premises in their occupation peacefully on or before 01.12.2024, action for demolition of the houses of the appellants shall not be taken;
- ii) In case the appellants fail to file the aforesaid undertaking, the respondents shall be at liberty to



take an action against the appellants for their dispossession in accordance with law;

iii) In case the appellants submit an application seeking the benefit of the housing scheme framed by the State Government, such application shall be duly processed by the respondent No.4 – District Collector.

8. To the aforesaid extent, the order passed by the learned Single Judge in W.P.No.10198 of 2024 is modified. It is made clear that this Court has not expressed any opinion on the merits of the matter.

9. The appeal is accordingly disposed of.

Miscellaneous applications pending, if any, shall stand closed. However, there shall be no order as to costs.

**SD/-T.SRINIVAS  
DEPUTY REGISTRAR**

**//TRUE COPY//**

**SECTION OFFICER**

To,

1. The Principal Secretary, Irrigation and Command Area Development, The State of Telangana, Secretariat, Hyderabad.
2. The Superintending Engineer, Sri Ram Sagar Project (SRSP) Irrigation Circle, K.C. Colony, Warangal District.
3. The Executive Engineer, Irrigation No.1, Parkal, Hanumakonda District.
4. The District Collector, Warangal, Warangal District.
5. The Commissioner of Police, Warangal District.
6. The Station House Officer, Enumamula Police Station, Warangal District.
7. The Station House Officer, Hasanparthy Police Station, Warangal District.
8. One CC to SRI G. VEERA BABU, Advocate [OPUC]
9. One CC to SRI K. MURALIDHAR REDDY, Advocate [OPUC]
10. Two CCs to GP FOR HOME, High Court for the State of Telangana. [OUT]
11. Two CCs to GP FOR IRRIGATION & CAD, High Court for the State of Telangana. [OUT]
12. Two CD Copies

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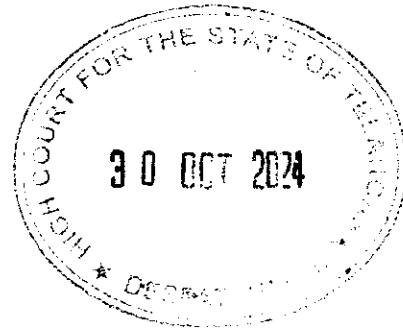
CC TODAY

HIGH COURT

DATED:30/10/2024

JUDGMENT

WA.No.1246 of 2024



DISPOSING OF THE WRIT APPEAL  
WITHOUT COSTS

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