

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

TUESDAY, THE TWENTY SEVENTH DAY OF JANUARY

TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE MRS JUSTICE SUREPALLI NANDA

WRIT PETITION NO: 2325 OF 2026

Between:

1. Sri.Biharilal Yadav, S/o.Late Sri.S.Dadu Dayal Yadav.
2. Sri.S.Mohanlal Yadav, S/o.Late.Sri.S.Dadu Dayal Yadav.

Petitioners

AND

1. The State of Telanagana, Through the Principal Secretary, Endowments Department, Secretariat, Hyderabad, TS.
2. The Assistant Commissioner, Endowments Department, Hyderabad, TS.
3. The Veternary Hospital, Endowments Department, Muslimjung Bridge, Begum Bazar, Hyderabad, TS. Rep. by its Executive Officer.
4. The Greater Hyderabad Muncipal Corporation, Rep. by it Commissioner. Tankbund Road, Hyderabad, TS.
5. The Commissioner of Police, Hyderabad Commissionerate, Hyderabad.

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 appropriate Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondents in trying to interfere and demolish the Petitioners property bearing H.No.14-7-95, Muslimjung Bridge, Begum Bazar, Hyderabad, TS., admeasuring 386 sq.yds, without issuing any prior notice and without following due process of law, as illegal, arbitrary, unconstitutional and violation of Articles 21, 14 and 300A of Constitution of India, besides violation of the directions of this Honorable Court in WP.No.20306/1998 vide order dt.07/12/2000, and Consequently direct the Respondents not to interfere with the Petitioners property bearing H.No.14-7-95, Muslimjung Bridge, Begum Bazar, Hyderabad, TS, admeasuring 386 sq.yds, without following due process of law.

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondents not to interfere with the Petitioners' property bearing H.No.14-7-95, Muslimjung Bridge, Begum Bazar, Hyderabad, TS, admeasuring 386 sq.yds, without following due process of law, pending disposal of WP 2325 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI C H JAYAKRISHNA Advocate for the Petitioners, GP FOR ENDOWMENTS, for the respondent Nos. 1 to 2, Sri Satish, learned counsel for the Respondent No.3, Sri Midde Arun Kumar, learned Counsel for the Respondent No.4 and ASST GP FOR HOME, for the respondent No.5, the Court made the following.

ORDER

Heard Sri C.H. Jayakrishna, learned counsel appearing on behalf of the petitioners, learned Government Pleader for Endowment appearing on behalf of Respondent Nos.1 and 2, Sri Satish, learned counsel appearing on behalf of Respondent No.3, Sri Midde Arun Kumar, learned standing counsel for GHMC appearing on behalf of Respondent No.4 and learned Assistant Government Pleader for Home appearing on behalf of Respondent No.5.

Taking into consideration:

(a) The orders of this Court dated 07.12.2000 passed in W.P.No.20306 of 1998 which had attained finality whereunder this Court disposed of the said W.P.No.20306 of 1998 filed by the petitioners herein on an earlier occasion directing the respondents thereunder not to evict the petitioners herein from the land in question, except in accordance with the procedure established by law,

(b) The letter of the Assistant Commissioner vide Rc.No.D/322/2023 dated 19.11.2025 addressed to the Commissioner, Endowments Department, T.G. Hyderabad, whereunder specific request had been made to the Commissioner Endowments Department, Telangana, Hyderabad to issue necessary orders for extension of lease of premises bearing No. 14-7-95, situated at Muslimjung bridge, Begum bazaar, Hyderabad admeasuring to an extent of 386 Sq.yds belonging to Sri Veterinary Hospital,

Muslimjung bridge, Begum Bazaar, Hyderabad in favour of the petitioners herein who are the sitting tenants for period of (11) years i.e., from 01.05.2025 to 30.04.2036 on payment of Rs.72,000/- per month, subject to enhancement of rent @33 1/3% on the existing monthly rent for every three years,

(c) The clear recommendation of the Additional Commissioner Endowments with approval of the Director (FAC) Endowments Department, Telangana, Hyderabad addressed to the Principal Secretary to Government, Revenue (Endowments) Department, Secretariat Building, Telangana, Hyderabad vide Letter No.L1/3071/2024 dated 22.12.2025 seeking issuance of necessary orders for extension of lease of the subject premises in favour of the petitioners herein for a period of not more than 11 years with effect from 01.05.2025, on certain specific terms and conditions and the same is pending consideration as on date before the 1st respondent herein,

(d) The Interim Orders of this Court dated 09.01.2026 passed in W.P.No.14102 & 17911 of 2007 which had been placed before the Court by the learned Government Pleader for Endowments, which also clearly indicate the specific directions of this Court in respect of the subject premises, bearing No.14-7-95, Muslimjung Bridge, Hyderabad, admeasuring 4000 Sq. yards which had been filed on an earlier occasion by the Society for prevention of cruelty to Animals, Sultan Bazar, Hyderabad which clearly stipulated due process of law to be followed by the Endowments Department to remove all the encroachments on the subject land,

(e) The specific averments made at para No.8 of the affidavit filed by the petitioner in support of the present writ petition, wherein petitioner specifically pleaded that petitioner is facing threat of demolition of the subject property,

This Court opines that the petitioners are entitled for grant of interim relief as under:

The respondents are directed not to demolish the subject property bearing H.No.14-7-95, Muslimjung Bridge, Begum Bazar, Hyderabad, T.S.,

admeasuring 386 square yards, without following due process of law, for a period of two (02) weeks from the date of receipt of the copy of the order.

List the matter on 09.02.2026 for counter of the respondents.

//TRUE COPY//

SD/-A.SRINIVASA REDDY
ASSISTANT REGISTRAR


SECTION OFFICER

To,

1. The Principal Secretary, Endowments Department, State of Telanagana, Secretariat, Hyderabad, TS. (by SPAD)
2. The Assistant Commissioner, Endowments Department, Hyderabad, TS. (by SPAD)
3. The Executive Officer Veternary Hospital, Endowments Department, Muslimjung Bridge, Begum Bazar, Hyderabad, TS. (by SPAD)
4. The Commissioner, Greater Hyderabad Muncipal Corporation, Tankbund Road, Hyderabad, TS. (by SPAD)
5. The Commissioner of Police, Hyderabad Commissionerate, Hyderabad. (by SPAD)
6. One CC to SRI. C H JAYAKRISHNA Advocate [OPUC]
7. Two CCs to GP FOR ENDOWMENTS ,High Court at Hyderabad. [OUT]
8. Two CCs to GP FOR HOME, High Court at Hyderabad. [OUT]
9. One spare copy
SRT

HIGH COURT

SNJ

DATED:27/01/2026

List the matter on 09.02.2026 for counter of the respondents

ORDER

WP.No.2325 of 2026

DIRECTION

