

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

FRIDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FOUR

PRESENT

THE HONOURABLE THE CHIEF JUSTICE ALOK ARADHE
AND
THE HONOURABLE SRI JUSTICE N.V. SHRAVAN KUMAR

I.A. No. 1 of 2024

In
APPLICATION NO: 1234 OF 2015

IN THE MATTER OF

1. Nawab Naseeruddin Khan, S/O Late Nawab Badruddin Khan, Aged 61 years, Occ: Landlord, R/O, H.No. 10-21-375, Laxmi Garden, West Marredpally, Hyderabad.

2. Janaba Ameerunissa Begum, D/O Late Nawab Badruddin Khan, and W/O Meer Jaffer Ali Khan, Aged 66 years, Occ: Household, R/O, H.No.3-5-782/52/1/C, King Koti, Parda Gate, Hyderabad.

3. Janaba Qamarunnisa Begum, D/O Late Nawab Badruddin Khan, Aged 54 years, Occ: Household, R/O, H.No.1-8-506/55, New Prakash Nagar Colony, Begumpet, Hyderabad.

Son and daughters of Late Nawab Badruddin Khan, Defendant No.11 in C.S.No.7/1958.

All the above 1-3 Applicants are represented by M/S MGD Construction Company represented by Managing Partner Smt. Rasheda Begum W/O Late Mr. Mohammed Gayasuddin, Aged 64 years, Occ: Business, R/O, H.No.4-1-6, Maphars Faiz Residency, Flat No.204, 2nd Floor, Ramkote, Hyderabad, 500001.

.....Applicants

VERSUS

1. Janaba Parwarish Unnissa Begum, D/O Late Nawab Mohd Mazharuddin Khan, Aged 64 years, Occ: Landlady, R/O Mumtaz Mansion, Lakdi-kap-pul, Hyderabad.

2. Janaba Qamarunnisa Begum, D/O Late Nawab Mohd Mazharuddin Khan, Aged 63 years, Occ: Landlady, R/O, Bellmount 6-3-597/A, Banjara Hills, besides Baskara Palace, Hyderabad.

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3. Janaba Viqarunnisa Begum, D/O-Late Nawab Mohd Mazharuddin Khan, Aged 58 years, Occ: Landlady, R/O, H.No.33/A/4, Block Coramangal, Bangalore, 560034.

Daughters of Late Nawab Mohd Mazharuddin Khan, S/O Late Nawab Moin-ud-dowla, Defendant No. 2 in C.S.No. 7 of 1958.

4. Nawab Mohd Sa'aduddin Khan, S/O Late Nawab Basheer Jung Bahadur, Aged 63 years, Occ: Service, R/O, H.No.10-3-304, Humayun nagar, Hyderabad.

5. Nawab Shahiduddin Kha, S/O Late Nawab Basheer Jung Bahadur, Aged 63 years, Occ: Service, R/O, H.No.10-3-304, Humayun Nagar, Hyderabad.

6. Siddiqā Sultana Begum, W/O Late Nawab Sirajuddin Khan, Aged 51 years, Occ: Landlady, R/O 10-3-304, Humayun Nagar, Hyderabad.

7. Janaba Fatima Khan, D/O, Late Nawab Sirajuddin Khan, Aged 23 years, Occ: Student, R/O 10-3-304, Humayun Nagar, Hyderabad.

8. Nawab Mohd Satir Luthfuddin Khan, S/O, Late Nawab Sirajuddin Khan, Aged 22 years, Occ: Student, R/O 10-3-304, Humayun Nagar, Hyderabad.

9. Nawab Mohd Nizamuddin Khan, S/O, Late Nawab Mohd Basheer Jung, Aged 38 years, R/O 4-14-75/A, Hasan Nagar, Hyderabad.

Sons & Daughters of Late Nawab Basheer Jung, S/O Late Nawab Moin-ud-dowla, Defendant No.3 in C.S.No.7 of 1958.

10. Nawab Mohd Shamsuddin Khan, S/O, Late Nawab Mohd Lateefuddin Khan, Aged 62 years, Occ: Business, R/O Serenade, 11-5-416/1, Red Hills, Hyderabad, 500004.

11. Janaba Habeeb Unissa Begum, D/O, Late Nawab Mohd Lateefuddin Khan, Aged 59 years, Occ: Housewife, R/C, 508, Kushal Towers, Khairtabad, Hyderabad.

12. Janaba Mehboob Unissa Begum, D/O, Late Nawab Mohd Lateefuddin Khan, Aged 58 years, Occ: Landlady, R/O, 402, Indralok Apartments Road, Banjara Hills, Hyderabad, 500034.

Sons & Daughters of Late Nawab Mohd Lateefuddin Khan, Defendant No.4 in C.S.No.7 of 1958.

13. Janaba Ghousunnisa Begum, D/O, Late Mohd Iftakharuddin Khan, Aged 63 years, Occ: Landlady, R/O, 1-1-157/1, Maruthi Nagar, Champapet, Hyderabad, 500060.

14. Nawab Mohd Qanaruddin Khan, S/O, Late Mohd Iftakharuddin Khan, Aged 62 years, Occ: Landlord, R/O, 17-1-365, Asmanjahi Tombs, Santoshnagar, Hyderabad.

15. Janaba Shoukatunnisa Begum, D/O, Late Mohd Iftakharuddin Khan, Aged 60 years, Occ: Landlady, R/O 5-9-245/1, Chirag Ali Lane, Hyderabad.

16. Nawab Mohd Akharuddin Khan, S/O, Late Mohd Iftakharuddin Khan, Aged 56 years, Occ: Landlord, R/O, 17-30/4/1, Ramchandra Nagar, Eidi Bazar, Hyderabad.

17. Janaba Khairunnisa Begum, D/O, Late Mohd Iftakharuddin Khan, Aged 54 years, Occ: Landlady, R/O Khalandar Nagar, Santoshnagar, Hyderabad.

Sons & Daughters of Late Mohd Iftakharuddin Khan, S/O, Late Nawab Moin-ud-dowla, Defendant No.5 in C.S.No.7 of 1958.

18. Janaba Afzalunissa Begum, W/O Late Nawab Mohd Ahmeduddin Khan, Aged 69 years, Occ: Housewife, R/O Saleem Nagar Colony, Opp Farhat Nursing Home, Hyderabad.
19. Janaba Hameedunissa Begum, D/O Late Nawab Mohd Ahmeduddin Khan, Aged 52 years, Occ: Landlady, R/O Saleem Nagar Colony, Opp Farhat Nursing Home, Hyderabad.
20. Nawab Mohd Khaja Moinuddin Khan, S/O, Late Nawab Mohd Ahmeduddin Khan, Aged 50 years, Occ: Landlord, R/O 8-3-234/99/1, L.N.Nagar, Yousufguda, Hyderabad.
21. Nawab Mohd Nizamuddin Khan, S/O, Late Nawab Mohd Ahmeduddin Khan, Aged 44 years, Occ: Landlord, R/O 19-2-137/B/106, Kala Pathar, Hyderabad.
22. Janaba Yousufunissa Begum D/O Late Nawab Mohd Ahmeduddin Khan, Aged 39 years, Occ: Landlady, R/O 19-2-137/B/106, Kala Pathar, Hyderabad.
23. Janaba Hasib Unissa Begum D/O Late Nawab Mohd Ahmeduddin Khan, Aged 37 years, Occ: Landlady, R/O 19-2-21-/9/A/1/1, Kala Pathar, Hyderabad.
24. Nawab Mohd Rafiuddin Khan, S/O Late Nawab Mohd Ahmeduddin Khan, Aged 36 years, Occ: Landlord, R/O Saleem Nagar Colony, Opp Farhat Nursing Home, Hyderabad.
25. Janaba Nikdathunissa Begum, D/O Late Nawab Mohd Ahmeduddin Kha, Aged 33 years, Occ: Housewife, R/O Masab Tank, Hyderabad.

Sons & Daughters of Late Late Nawab Mohd Ahmeduddin Khan, S/O Late Nawab Moin-ud-dowla Defendant No.6 in C.S.No.7 of 1958.

26. Smt. Basheer Banu, W/O Late Nawab Mohd Afsaruddin Khan, Aged 57 years, Occ: Housewife, R/O 16-2-770/1, Sankasar Bazar, Gaddianaram, R.R. District, Hyderabad.
27. Viqar Banu, D/O Late Nawab Mohd Afsaruddin Khan, Aged 24 years, Occ: Housewife, R/O 16-2-770/1, Sankasar Bazar, Gaddianaram, R.R. District, Hyderabad.
28. Nawab Mohd Jhangiruddin Khan S/O Late Nawab Mohd Afsaruddin Khan, Aged 24 years, Occ: Housewife, R/O 16-2-770/1, Sankasar Bazar, Gaddianaram, R.R. District, Hyderabad.

Sons & Daughters of Late Nawab Mohd Afsaruddin Khan S/O Late Nawab Moin-ud-dowla, Defendant No.7 in C.S.No.7 of 1958.

29. Nawab Mohd Iqbaluddin Khan (Defendant No.8 in C.S.No.7 of 1958) S/O Late Nawab Moin-ud-dowla, Aged 80 years, Occ: Landlord, R/O 3-74, Road No.9, Venkateshwara Colony, Saroornagar, R.R. District, Hyderabad.
30. Smt. Fareedunissa Begum W/O Late Mohd Wajiuddin Khan, Aged 72 years, Occ: Housewife, R/O 4-75/A, Katedan Shivrampally, R.R. District, Hyderabad.
31. Janaba Viqarunissa Begum D/O Late Mohd Wajiuddin Khan, Aged 50 years, Occ: Housewife, R/O P.O. Box. 515555, Dubai, UAE.
32. Nawab Mohd Afzaluddin Khan S/O Late Mohd Wajiuddin Khan, Aged 49 years, Occ: Business, R/O Bahadurpura, Hyderabad.

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33. Janaba, Sayeecunissa Begum D/O Late Mohd Wajuddin Khan, Aged 45 years, Occ: Housewife, R/O Uldamgadda, R.R.District, Hyderabad.

34. Nawab Mohd Moinuddin Khan S/O Late Mohd Wajuddin Khan, Aged 40 years, Occ: Business, R/O 4-7: /A, Katedan Shivrampally, R.R.District, Hyderabad

35. Nawab Mohd Asifuddin Khan S/O Late Mohd Wajuddin Khan, Aged 40 years, Occ: Business, R/O 4-7: /A, Katedan Shivrampally, R.R.District, Hyderabad

Sons & Daughters of Late Mohd Wajuddin Khan S/O Late Nawab Moin-ud-dowla, Defendant No.9 in C.S.No.7 of 1958.

36. Nawab Yousuf iddin Khan S/O Nawab Bahauddin Khan, Aged 59 years, Occ: Service, R/O Asif Nagar, Hyderabad.

Son of Late Nawab Bahauddin Khan S/O Late Nawab Moin-ud-Dowla, Defendant No.10 in C.S.No.7/1958

37. Nawab Mohd Jalauddin Khan (Defendant No.12 in C.S.No.7 of 1958) S/O Late Nawab Moin-ud-dowla, Aged 73 years, Occ: Landlord.

38. Nawab Mohd Gaziuddin Khan (Defendant No.14 in C.S.No.7 of 1958) S/O Late Nawab Moin-ud-dowla, Aged 68 years, Occ: Landlord, R/O 8-2-686/16/id/2, Banjara Hills, Road No.12, Hyderabad.

39. Nawab Mohd Warisuddin Khan (Defendant No.15 in C.S.No.7 of 1958) S/O Late Nawab Moin-ud-dowla, Aged 67 years, Occ: Landlord, R/O 8-2-686/16/id/2, Banjara Hills, Road No.12, Hyderabad.

40. Janaba Laiq Unissa Begum (Defendant No.17 in C.S.No.7 of 1958) D/O Late Nawab Moin-ud-dowla, Aged 86 years, Occ: Landlady, R/O 5-9-246/1, Chirag Ali Lane, Abids, Hyderabad.

41. Janaba Zeenath Unissa Begum D/O Late Izathunissa Begum, Aged 50 years, Occ: Landlady, R/O 12-2-709/C/153, Padma Nagar Colony, Toli Chowki, Hyderabad.

42. Janaba Tahniyat Unissa Begum D/O Late Izathunissa Begum, Aged 49 years, Occ: Landlady, R/O 10-2-310, Bazar Ghat, Vijaya Nagar Colony, Hyderabad.

43. Janaba Liaqathunissa Begum D/O Late Izathunissa Begum, Aged 49 years, Occ: Housewife, R/O 9-4-77/3/1, Toli Chowki, Hyderabad.

Daughters of Late Izathunissa Begum, D/O Moin-ud-dowla, Defendant No.18 in C.S.No.7 of 1958.

44. Janaba Iftexhar Unissa Begum (Defendant No.19 in C.S.No.7 of 1958) D/O Late Nawab Moin-ud-dowla, Aged 70 years, Occ: Landlady, R/O 9-4-84/99, Plot No.99, Kakatiya Nagar, Towli Chowki, Hyderabad.

45. Janaba Malika Jahan Begum (Defendant No.20 in C.S.No.7 of 1958) D/O Late Nawab Moin-ud-dowla, Aged 69 years, Occ: Landlady, R/O 23-1-213, Andheri Gali Kotla Alija, Hyderabad.

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46. Janaba Dawood Unissa Begum (Defendant No.22 in C.S.No.7 of 1958) D/O Late Nawab Moin-ud-dowla, Aged 63 years, Occ: Landlady, R/O S.R.T. 198 Chandulal Baradari, Hyderabad.

47. Jagir Administration Government of AP/TS, IV Floor, Gagan Vihar, Gandhi Bavan, Hyderabad.

48. Principal Secretary to Government, Revenue Department, Government of AP/TS, Secretariat Building, Tank Bund, Hyderabad.

49. District Collector Hyderabad, Nampally, Hyderabad.

50. District Collector, Ranga Reddy District, Lakdi-ka-pul, Hyderabad.

51. Tahsildar (Mandal Revenue Officer) Saroomagar Mandal, Ranga Reddy District.

52. Sri. M.A.Bari, Receiver-Cum-Commissioner, H.No.11-3-627, Mosque Road, New Mallepally, Hyderabad.

53. Sri. B.Shyam Sunder Rao, Receiver-Cum-Commissioner, H.No.11-3-627, Mosque Road, New Mallepally, Hyderabad.

.....Respondents/Defendants/Receivers-Cum-Commissioners

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 set aside the common impugned orders dated 04/08/2023 in IA Nos. 1,2 and 3 of 2023 in Application No. 1234/2015 in Application No.803 of 2014 in CS No. 7/1958 and kindly decide on merit.

This Petition coming on for hearing, upon perusing the Affidavit filed in support of the petition and upon hearing the arguments of Mohd.Naveed Ghiyasuddin, learned counsel for the petitioners and of Mohammed Imran Khan, Additional Advocate General for the Respondent Nos.47 to 53.

The Court made the following: ORDER

Mr.Mohd.Naveed Ghiyasuddin, learned counsel for the petitioners.

Mr.Mohammed Imran Khan, learned Additional Advocate General for the State.

I.A.No.1 of 2024 is filed to set aside the order dated 04.08.2023 passed in I.A.Nos.1,2 and 3 of 2023 in Application No.1234 of 2014 in Application No.803 of 2014 in C.S.No.7 of 1958.

Contd..

The Additional Advocate General reports no objection.

Being satisfied with the reasons stated in the accompanying affidavits and since no objection has been reported from learned Additional Advocate General, the application is allowed.

Sd/- K. SRINIVASA RAO
JOINT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary to Government, Revenue Department, Government of A.P/TS, Secretariat Building, Tank Bund, Hyderabad
 2. The District Collector, Hyderabad, Nampally, Hyderabad
 3. The District Collector, Ranga Reddy District, Lakdi Ka Pul, Hyderabad
 4. The jagir Administration Government of A.P/TS, IV floor, Gagan Vihar, Gandhi Bhavan, Hyderaad
 5. The Tahsildar (Mandal Revenue Officer) Saroornagar Mandal, Ranga Reddy District
 6. Sri M.A.Bari , Receiever Cum Commissioner, H.No.11-3-627, Mosque Road, New Mallepally, Hyderabad
 7. Sri B.Shyam Sunder Rao, Receiver-Cum-Commissioner, H.No.11-3-627, Mosque Road, New Mallepally, Hyderabad
 8. One CC to Sri Mohd.Naveed Ghiyasuddin,Advocate (OPUC)
 9. The Section Officer, O.S.Section, High Court of Telangana at Hyderabad
 10. Two CCs to Additional Advocate General, High Court for the State of Telangana at Hyderabad[OUT].
 11. Two CD Copies
- ks /PR

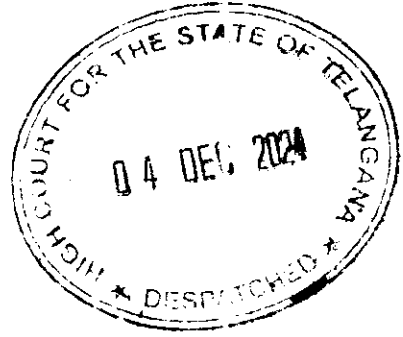


HIGH COURT

HCJ & NVSK,J

DATED:22/11/2024

ORDER
I.A. No. 1 of 2024
IN
Application.No.1234 of 2015



ALLOWING THE APPLICATION

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03/12/24
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