IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

W P. No. 15214 of 2021

Between:

1. Vemula Rajavardhan Goud and 3 Others  
S/o Jaganndham Goud Age 33 years Occ Business Near bus stand Kollapur town.

2. Sheelam Kurmaiah  
S/o T Bakkanna Occ Business H No 217112/a Kollapur town Kollapur Mandal Nagarkurnool District

3. P Ramulu S/o Pasupula Lakshmaiah Age 38 years Occ Business H No 217113 SC Colony Kollapur Nagarkurnool District

4. K Madhu S/o late K Mashanna Age 30 years Occ Business H No 21611222 Chukkaipally Colony Kodair Nagarkurnool District

… Petitioners

AND

1 The State of Telangana, rep.by its Principal Secretary for MLrnicipalities, Secretariat, Hyderabad.

2. The District Collector, Nagarkurnool district, Nagarkurnool.

3. Kollapur Municipality, rep by its Commissioner, Kollapur town, Kollapur Mandal, Nagarkurnool District.

4. The Assistant Engineer (TSSPDCL), Kollapur town, Kollapur Mandal, Nagarkurnool District.

5. The Station Fire Officer, Kollapur town, Kollapur Mandal, Nagakurool Drstrict.

6. Pabba Vikram Goud, S/o. Anjaneyulu Goud, H.No.1-4-48, Varidela, Kollapur, Kollapur Mandal, Nagarkurnool District

. ...Respondents

COUNTER AFFIDAVIT FILED BY RESPONDENT.No.4

I , S/o. , Age: years, Occ : Assistant Engineer (Operations), Telangana State Southern Power Distribution Company Limited, Kollapur, Kollapur Mandal, Nagarkurnool District, do here by solemnly affirm and state on oath as follows:

I am working as Assistant Engineer (Operations), Telangana State Southern Power Distribution Company Limited, Kollapur, Kollapur Mandal, Nagarkurnool District, and well acquainted with the facts of the case and I am authorized to Swear this affidavit.

1. It is submitted that the writ petition is filed to issue a writ, order or direction preferably a writ in the nature of Mandamus declaring inaction of the respondents No.3 in demolishing unauthorized illegal four floors, without setbacks, without any provision for parking constructed by the respondent No.6 at Ward No.16, NTR Chowrastha, Main Road, in Plot No.'1-7-1, Varidyala, Kollapur town and Mandal, Nagarkurnool District by violating all rules of The Telangana Municipalities Act, 2019.

2. It is submitted that the Mr. Pabba Vikram Goud as filed an a application before the Consumer Service Center Kollapur on 06-08-2018 to provide a service connection by enclosing the copy of registered sale deed, Adhar card as required under General Terms and Conditions of Supply (GTCS). As the documents were sufficient to provide a new Service Connection, and as the 6th Respondent was taking up construction a connection was provided under category-II ( Commercial) for construction purpose on 09-08-2018.

3. It is submitted that main contention of the petitioners is that 6th Respondent is constructing the House in Contravention of the Sanctioned plan granted by the Commissioner Kollapur Municipality. These Respondents cannot disconnect the power supply as the 6th Respondent is paying the bills regularly.

It is submitted that all the allegations made by the petitioner that are not specifically dealt with herein are denied and the petitioner is put to strict proof of the same.

It is therefore prayed that this Honorable Court may pleased be to dismiss the writ petition with costs in the interest of Justice.

Sworn and signed before me DEPONENT

On this day of July, 2021

At Hyderabad Advocate: Hyderabad

VERIFICATION

I , S/o. , Age: years, Occ : Assistant Engineer (Operations), Telangana State Southern Power Distribution Company Limited, Kollapur, Kollapur Mandal, Nagarkurnool District, do hereby verify and declare that the facts stated in the above paragraphs of the affidavit are true to my personal knowledge, belief, information and also legal advise from my counsel.

Hence verified on this the day of July 2021 at Hyderabad.

DEPONENT

Counsel for the Respondent .No.4