IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

W P. No. 8664 of 2021

Between:

1.Bochu Ameer

S/o Bochu Jangaiah Aged 45years Occ Agriculture and Mechanic R/o Marchala Village Kalwakurthy Mandal Nagar Kurnool District Telangana

… Petitioner

AND

1.The State of Telangana

Rep by its Principal Secretary Home Department Secretariat Buildings Secretariat Hyderabad

2.The Superintendent of Police

Nagar Kurnool District Post and District Nagar Kurnool T S

3.The Revenue Divisional Officer

Kalwakurthy Mandal Nagar Kurnool District

4.The Mandal Revenue Officer

Kalwakurthy Mandal Nagar Kurnool District

5.The SHO P S Kalvakurthy

Nagar Kurnool District T S

6.The Asst Divisional Engineer Operations

TSSPDCL Kalwakurthy Nagarkurnool Dist T S

7.The Panchayath Secretary

Marchala Village Kalwakurthy Mandal Nagar Kurnool District

8.Mohammed lqbal

S/o Mohammed Abdul Rehman Age 82 years Occ Agriculture R/o H No 16213 Shaheen Nagar Hyderabad Also at Marchala Village Kalwakurthy Mandal Nagar Kurnool District

…Respondents

COUNTER AFFIDAVIT FILED BY RESPONDENT NO.6

I, Chandrasekhara rao S/o Rangaiah , Age:48 Years, Occupation: Assistant Divisional Engineer Operations TSSPDCL Kalwakurthy Nagarkurnool District do here by solemnly affirm and state on oath as follows:

I am working as Assistant Divisional Engineer Operations TSSPDCL Kalwakurthy 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 petitioner has submitted a letter dated: 30-09-2020 to the Assistant Divisional Engineer Operations TSSPDCL Kalwakurthy Nagarkurnool District to remove the transformer erected in his land admeasuring Ac 1.14 guntas in Survey No. 395/EE, at Marchala village. The petitioner claims that the said transformer is erected in his land unlawfully. The Additional Assistant Engineer by letter dated:16-11-2020 has called upon the Respondent No. 8 to furnish the copies of title documents in respect of Survey No. 395 of Marchala village. The 8th respondent has furnished a copy of registered sale deed dated: 09-11-2013 wherein he has purchased a land admeasuring Ac 1.31 guntas in Survey No. 360/AA at Marchala village.

2. It is submitted that the service connection bearing SC.No.941101756 was released on: 31-12-2019. The service connection was released as the 8th respondent has appended a copy of the registered sale deed dated:09-11-2013.As the application is in accordance with the General Terms and Conditions of Supply(GTCS) the service connection is released and a transformer is also erected in the land.

3. It is submitted that there seem to be boundary disputes between the petitioner and the 8th respondent and only the revenue department is competent to conduct a survey and fix the boundaries or the petitioner has to approach the competent civil court to adjudicate the disputes.

4. It is submitted that the 8th respondent is utilizing the power supply and the bills are paid 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 Chandrasekhara rao S/o Rangaiah , Age:48 Years, Occupation: Assistant Divisional Engineer Operations TSSPDCL Kalwakurthy 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