

AGM/2001

Jalvayu Vihar  
Apartment Owners Assn  
Kukatpally  
Hyderabad - 72

30<sup>th</sup> July 2001.

**MINUTES OF ANNUAL GENERAL BODY (JVVAOA) MEETING HELD AT JVV GROUNDS,  
KUKATPALLY, HYDERABAD ON 15 JULY 2001 AT 0930 HRS**

**1. Present :**

**In Attendance**

a) Mrs. P. Ram Sita	President	Sri.P.Viswanath, Chartered Accountant & Auditors of JVVAOA.
b) Lt. Cdr. V.V.S. Nayudu (Retd.)	Vice President	
c) Wg. Cdr. P.M. Rao (Retd.)	Secretary	
d) Sri. G.V. Subbaiah	Treasurer	
e) Mrs. S. Sushma Prasad	Member	
f) Mrs. Indira Reddy	Member	

2. At the scheduled time of assembly at 0930 hrs, as the requisite Quorum of members was not present the meeting was adjourned. The meeting commenced at 1000 hrs. when the members including the proxies present were 85, meeting the requirement of Quorum. The final attendance including the proxies, was 108. A total number of 52 proxies were received at the closure of stipulated time as per the notice. A committee was formed to scrutinise the proxies. Another 08 proxies were received late after the closure of the time, which were not considered. Two more proxies were received at about 1030 hrs while the AGM was already in progress and were not considered.
3. Mrs. P. Ram Sita, President welcomed the members, particularly thanked those coming from outstations and commenced the proceedings.
4. Sri. Narayana Swamy (H.No. 116) and Cdr. A.V.V. Subba Rao (H.No. 84) raised an objection against Mrs. Ram Sita presiding over the AGM, stating that she was not an owner and not a member of JVVAOA and asked her to step down. It was informed to the house that the transfer of ownership in her name was issued vide AFNHB/ADM/HY80310, dt: 16 Dec 98 and a copy was on display for the information of all members and the membership fee was also paid by her under protest by a representation. The matter will be discussed in the AGM at a later stage and thereafter the proceedings continued.
5. Approval of Minutes of previous AGM/EGM:- Secretary proposed that the minutes of AGM held on 28<sup>th</sup> May 2000, and EGM held on 29 Apr 2001, as having read and approved. The minutes of AGM 28 May 2000 were proposed for approval by Wg. Cdr P.M. Mohan Rao and seconded by Cdr. V.R. Nikkula and passed by General Body. However Wg Cdr P.M. Mohan Rao and A.V.V. Subba Rao raised objections against the approval of minutes of EGM Apr 2001 since EGM was specific to the construction of health centre against which a writ petition is in the High Court. Gp. Capt. TCS Rao stated that if the High Court vacates the stay the construction of Health Centre should go ahead and the minutes of the EGM Apr 2001 stand approved. Wg Cdr. KP Rao proposed and Gp. Capt. Raipet seconded the motion which the General Body approved.
6. Report of Board of Executive Managers for the year 2000-2001:- The president read out the report of the Board of Managers enumerating the various activities under taken by the committee such as repairs / improvements of drainage systems, including covering of storm drain, repair / widening of roads, improvement of parks, sports facilities and cultural activities. The high light was the exemplary manner in which the residents of the colony rose to the occasion for the Gujarat earthquake relief.



7. A) The Balance Sheet of 1999-2000 which was not passed during the AGM of May 2000 was put up and was approved by the house as proposed by Sri. Venkateswara Rao (H No.214) and seconded by Sri D.V. Rao (H No. 192). The Balance Sheet for 2000-2001 was put up for approval by the house. Cdr. Gajapathi (H No. 118) complained that he did not receive the Balance Sheet along with the notice of AGM. Cdr. A.V. V Subba Rao stated that this point be recorded as forwarding copy of Balance Sheet is a requirement along with the notice of AGM. Doubts / clarifications on the various entries of the Balance Sheet raised by the members were answered by the auditors.
- B) The Balance Sheet 2000-2001 was thereafter approved by the house as proposed by Gp. Capt. TCS Rao and seconded by Gp. Capt. Raipet. The method of presenting the Balance Sheet as per commercial establishments vis-à-vis associations/societies operating on no-profit / no loss basis could be different. The auditor, Sri. P. Viswanath was requested to examine this aspect in the best interest of our association.
- C) The auditor also informed the house that in spite of best efforts by himself and the Board of Executive Managers, the Commissioner of Income-taxes has not agreed for the exemption of TDS since the association does not qualify. In view of the above the association will be required to file the income-tax returns.
- D) President proposed that the services of Sri. P. Viswanath, Chartered Accountant be continued for the year 2001-2002. The house approved as proposed by Gp. Capt. Dasari and seconded by Wg. Cdr. K.P. Rao. It was also proposed that the remuneration be enhanced and also to include a fee for filing the Income-Tax returns as well as visiting charges. (Rs.4,500/- fees + Rs.1,500/- IT filing + Rs.1,000/- visiting charges). The house approved a fixed amount of Rs.7,000/- for all services to be rendered by the auditors to the association as proposed by Wg Cdr. A Malhotra and seconded by Wg. Cdr. P. M. Mohan Rao.
8. Budget Proposals:- The management committee put the following works for execution for the coming year which was approved by the house, as proposed by Gp. Capt. Dasari and seconded by Wg. Cdr. Babu and Wg. Cdr. A Malhotra.
- Plinthing / Cementing of Basket Ball Court. Cost Rs.35,000/- approx.
  - Raising of compound wall at selected vulnerable places. Cost Rs.30,000/- approx.
  - Construction of Compound wall abutting the kunta at a cost of Rs.1,00,000/- approx. ( the work is to be designed by a committee / competent authority and executed if the cost is within Rs.1,00,000/- only. If the cost exceeds Rs.1,00,000/- the work is to be put up during the next EGM/AGM.)
  - Pathway around the compound wall for patrolling by security guards cost Rs.30,000/- approx.
  - Electrification around the compound wall. Sanction already accorded for 29 poles complete with fittings by Kukatpally Municipality for Rs.50,000/- ( work in progress ).
  - Improvement of area / drainage behind phase II type V houses 246 to 260. Cost Rs.25,000/- approx.
9. Agenda points:- The following points have been put up for discussion and approved by the house.
- Common areas: Complaints have been received by the association regarding the utilisation of terraces in the apartments of Type II, III and V buildings. It is clarified that the roofs / terraces also form part of common areas and facilities such as staircases, passages, and other common conveniences and that no one shall have exclusive rights to their usage. Terrace is a common area which belongs equally to all allottees and is not an exclusive right of any apartment owner of that building. In this regard, AFNHB letters No: AFNHB/ADM/740 dtd: 24 Jan and 17 Apr 2001 and Andhra Pradesh Apartments ( promotion of construction and ownership ) Act 1987 are relevant. This is to be incorporated in the bye-laws of JVVAOA by the Review Committee of bye-laws. Proposed by Wg. Cdr. P.M.Rao (Retd.) seconded by Lt. Cdr. V.V.S Nayudu (Retd.)
  - Commercial Activity in Residences:- The point has been discussed and the house directed that the point be included for the committee to be formed for the review of bye-laws. Proposed by Wg. Cdr. P.M. Mohan Rao seconded by Cdr. A.V.V. Subba Rao (Retd.)
  - Underground drainage access to Addagutta Colony through JVV:- After a prolonged discussion the house approved to allow an underground passage for Addagutta colony. However the Board of Executive Managers are to workout the modalities and draw up a legal document, if necessary taking the advice of an advocate to avoid any future complications and safeguarding the interest of our Association. Proposed by Gp. Capt. Dasari (Retd.) and seconded by Cdr. R. Dasari (Retd.)



- d) Extension counter of CSD Canteen:- Mrs. S. Sushma Prasad ( H No. 77 ) and a few other members raised an objection to this facility for serving / ex-service personnel and the point was dropped Proposed by Gp. Capt Dasari (Retd.) and seconded by Cmdr. P. Bose (Retd.)
- e) Type III Phase II Extra toilet on the terrace:- The deficiency in the design and the problem being faced by the members of those houses was well appreciated. However, since the point is beyond the purview of the association, it was agreed that the matter will be strongly put up to the AFNHB for a positive solution. This will include construction of a staircase and cost sharing could be taken out of the funds available with AFNHB for phase II since the accounts have not yet been finalised. Proposed by JWO KSP Reddy (Retd.) seconded by Sgt. P. Gangadhar ( Retd.)
- f) Type III Phase II houses scooter parking:- The parking space provided for type III Phase II houses is inadequate and cannot be used. The proposal for the construction of covered scooter / car parking places in and around these houses has been discussed by the house. It was agreed that a feasibility study is to be undertaken and modalities to be worked out to construct covered parking places on rent recovery basis. However the parking places are not to be given on sale / lease / ownership basis and the exclusive rights shall remain with the association. Proposed by JWO KSP Reddy (Retd.) and seconded by Sgt. P. Gangadhar (Retd.)
- g) Electricity and Water bills:- In view of the increased tariffs in the electricity and water there is a marked increase in the payment of these bills by the association. It was suggested that, to conserve water and electricity consumption thereby saving in the payment of bills, to supply water once in a day in the morning. Alternately with the present status-quo of twice a day supply of water will perforce necessitate increase in the maintenance charges. The house wanted to maintain the status-quo. Proposed by Wg Cdr. V.S. Rao seconded by Sri Kalyana Raman.

#### 10. Review of Bye-Laws:-

- a) The management committee proposed that there is a requirement to review the Bye-Laws as there appears to be certain lacunae and also phase II houses/residents have been added after the bye-laws have been adapted. The house after discussion appointed a committee consisting of the following members to review and submit a report within 3 months.
  - (i) Gp. Capt. TCS Rao (Retd.) (H No. 86)
  - (ii) Cdr. Ashok Kumar (H No. 85)
  - (iii) Mrs. Sushma Prasad (Retd.) (H No. 77)
  - (iv) CPL. VRK Prasad (Retd.) (H No. 240)
  - (v) JWO KSP Reddy (Retd.) (H No. 233)
  - (vi) Cdr. G.V. Rao (Retd.) (H No. 163)
  - (vii) Sqn Ldr. G. V. S. R. Choudhary ( H No. 347)
- b) The following are some of the points for review by the above committee.
  - i) MEMBERSHIP OF 4% FEE:- At present 5% of the transacted value (1% to AFNHB) is to be paid for admission as a member. This value can vary depending upon the understanding between the seller / buyer. It should be a standard value for each type of dwelling unit. The transaction value should be as fixed by the sub registrar.
  - ii) REVIEW OF 4% FEE:- AFNHB revised the collection of 1% fee towards the transfer of ownership to a fixed amount of Rs.4,000/- for each dwelling unit irrespective of it being type VI, V, III or II. JVVAOA may also review the membership fee to a fixed amount common to all types of dwelling units.
  - iii) NOC:- AFNHB does not issue the transfer of ownership unless the fixed amount of transfer is paid in advance by DD. JVVAOA has experienced difficulties in realising the membership fee from the buyer, since NOC is given to the seller at the time of transaction as required by the AFNHB. Therefore the membership fee should be paid to the JVVAOA for issue of NOC as is done by AFNHB for the transfer of ownership to avoid any legal disputes.
  - iv) MEMBERSHIP:- Presently Chapter I clause 5 of the bye-laws stipulates that even in the condition where the transfer of ownership takes place due to gift, will or legal transfer the membership fee is required to be paid even though there is no money transaction in the process except in the case of death of the owner where the membership fee is exempted. AFNHB is transferring the ownership without any transfer fee



where there is no money transaction. JVVAOA may also follow the above procedure by exempting the membership fee for the transfer of ownership between the blood relations where there is no money transaction.

v) OMISSION IN BYE-LAWS:-

- a) Member – not defined.
- b) Resignation of member of Board of Managers :- No provision exists for the resignation of the member and the authority to accept / reject the resignation. No provision exists for any recourse against a duly elected member abstaining from the very first board meeting.
- c) Authentication of Bye-Laws:- The bye-laws are not signed by the authors / architects of the members. The references taken in the framing of bye-laws are not quoted for authenticity. Copy of the approval of the AGM is not placed in the bye-laws. The bye-laws are not discussed or approved / agreed by Phase II owners. Bye-laws should derive authority from various laws from various acts of the AP Govt. promulgated from time to time.
- vi) TDS:- The Commissioner of Income Tax intimated that under the existing bye-laws of the society, the association is not exempted from TDS.
- vii) JOINT OWNERSHIP:- There are some cases where the dwelling units are allotted on joint ownership of two or more persons. Presently the first person on the joint ownership is only the member with voting rights and participation in the General Body Meeting / Nomination to the Board of Executive Managers. Relaxation of any one of the members of joint ownership be allowed as a member with full fledged rights.
- viii) Common areas:- Point at Para 9(a) above for inclusion in the bye-laws.
- ix) Commercial activities in Residences:- Point at Para 9(b) above for inclusion in the bye-laws.

11. At this stage the house adjourned for lunch at 1545 hrs and re-assembled at 16:30 hrs.

12. Election of New Board of Executive Managers:-

- a) The Management Committee proposed election of the Board of Executive Managers for the forth coming year 2001-2002. The following points were discussed and approved by the house.
  - (i) Members not residing inside the colony cannot be nominated. It was stated by Mrs. Sushma Prasad that this point was already discussed and adopted in an earlier AGM.
  - (ii) Nominations for each type of houses are to be proposed and seconded from the members of the same type of houses.
  - (iii) A member can propose only one nomination and can second one more nomination.
  - (iv) Vacancy in any type of houses cannot be transferred to another type of houses but may co-opted by the executive committee.
  - (v) The member whose name is being proposed / seconded should announce his/her acceptance.

- b) The following nominations were received and members elected for type VI houses. The returning officers for conducting the election were (a) Cdr. V. Nikkula (Retd.) (H No. 271) (b) Sri Sarverswara Rao (H No. 70) and (c) Sgt. P.V. Rao (Retd.) (H No. 178)

Total ballot papers issued  
Polled

94  
89

Sl. No	Name	H No.	Proposed by	H No.	Seconded by	H No.	Votes Polled	Result
I	Sri George Bava	265	Sri Appa Rao	32	Sri Sarveswara Rao	70	68	Elected
II	Wg Cdr KP Rao (Retd.)	40	Wg Cdr Nagesan (Retd.)	50	Wg Cdr HA Izzat (Retd.)	26	70	Elected
III	Wg Cdr Nageshan (Retd.)	50	Wg Cdr KP Rao (Retd.)	39	Sri Appa Rao	32	63	Elected
IV	Wg Cdr A Malhotra (Retd.)	334	Wg Cdr. H.A. Izzat (Retd.)	26	Sqn Ldr Choudhary (Retd.)	347	80	Elected
V	Gp Capt. TCS Rao (Retd.)	86	Wg. Cdr. D. Narasimhan (Retd.)	7	Sri. J Madhavaiah	11	72	Elected
VI	Sri J. Madhavaiah	11	Gp. Capt. TCS Rao (Retd.)	86	Wg Cdr D Narasimhan (Retd.)	7	68	Elected
VII	Cmdr. P. Bose (Retd.)	324	Wg Cdr V S Rao	311	Gp Capt. Dasari (Retd.)	48	35	
VIII	Cdr. AVV Subba Rao (Retd.)	84	Cdr R. Dasari (Retd.)	34	Wg Cdr. V S Rao	311	28	
IX	Cdr. R. Dasari (Retd.)	34	Sri. J. Madhavaiah	11	Gp. Capt. TCS Rao (Retd.)	86	26	
(c) I	<b>TYPE V</b> Cdr. G.V. Rao (Retd.)	163	Lt. Cdr. V. Krishna (Retd.)	164	Wg. Cdr. S. Jain (Retd.)	113		Elected
II	Lt. Cdr. V. Krishna (Retd.)	164	Cdr. G. V. Rao (Retd.)	163	Wg Cdr P.M. Rao (Retd.)	158		Elected
III	-----	---	-----	---	-----	---	-----	Vacant no nomination
(d) I	<b>TYPE II &amp; III</b> JWO KSP Reddy (Retd.)	233	JWO S. Rama Raju (Retd.)	234	Sgt. P. Gangadhar (Retd.)	226		Elected
II	Sgt. P. V. Rao (Retd.)	178	MWO D.S. Reddy (Retd.)	184	JWO KSP Reddy (Retd.)	233		Elected



13. The present Board of Executive Managers may continue for a period of three months before handing over to the new committee. Proposed by Gp. Capt. H.S. Rao (Hond) and seconded by Wg. Cdr. S. Nageshwar (Hond) This proposal was also put to voting and the result is given as under:-

Present board may continue for a period of 3 months.

YES - 56

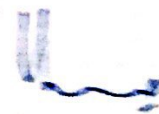
NO - 35

14. Vote of Thanks - The President and the Board of Executive Managers conveyed their thanks to all the members of the house and congratulated the newly elected Board of Executive Managers wishing them the very best and a fruitful tenure.

Gp. Capt. H.S. Rao (Hond) proposed a vote of thanks to the managing management committee for the services rendered by them to NVAADA.

The General Body meeting concluded at 12.50 hrs.

  
(Mr. P. Ram Sini)  
President

  
(P.M. Rao)  
Wg. Cdr. (Hond)  
Secretary.

To  
Gp Capt TCS Rao  
President, JVVAOA  
Kukatpally, Hyderabad

Dear sir,

Sub: Minutes of AGM 200I

The minutes of AGM 200I are enclosed in original which may kindly be arranged to be distributed to all the members of the JVVAOA.

I am also enclosing minutes of the meeting held by the Committee (2000 - 200I) on 22 July, finalising the minutes and the action taken on the representation of Mrs Sushma Prasad.

~~As the writ petition in the High Court against the Health Centre is~~

As the Writ petition in the High Court against the Health Centre ~~is~~ has been disposed off, copy of the orders of the High Court may also be circulated to all the members of the JVVAOA, along with the minutes of the AGM 200I.

The EGM minutes of April 200I stand approved and further action to proceed with the work of the Health Centre may kindly be taken up

Thanking you

With best wishes,

P. Ramasila  
2/7/2001.

JAL VAYU VIHAR APARTMENT OWNERS ASSOCIATION

JVV/117

08 August 2001

MINUTES OF THE AGM HELD ON 15 JULY 2001

Dear Member,

09 June 2002

1. Enclosed please find a copy of the Minutes of the AGM held on 15-Jul-2001.

2. Also enclosed are the following:

(a) A copy of the Order of the Hon'ble High Court of AP in the w.p.no.11064 of 2001: You may be aware that a few individual members/residents of Jal Vayu Vihar had filed a writ petition against this Association in the Hon'ble High Court of AP, in the matter of construction of Community Health Centre. The writ petition has since been disposed off vide the above order and Complying with the court order, this Association will take further steps to construct the above structure for our Community welfare purposes, with provision for possible add-ons later.

(b) Composition of the new Managing Committee:

(Enclosed for members residing outside JVV only)

(c) Blank Card for Photograph and Specimen Signatures.

You are requested to append your specimen signatures in the spaces provided, attest your photograph (on the front side), and return the same to this Association, at the earliest. This is required for official /administrative purposes. The photograph may be pasted and not stapled.

3. Registration of Dwelling Units(phase-I): Members wishing to register their Dwelling Units may contact our Association Office. For Service Personnel, efforts are on to obtain whatever concessions/exemptions are possible, in respect of stamp duty/registration charges.

4. Assuring you that all actions of the Managing Committee shall be guided by the larger interests of our Association.

With regards and best Wishes

Yours Sincerely,

(TCS RAO)  
Gp Capt (Retd)  
President

Enclosures:

- 1) Copy of the Order of the Hon'ble High Court of A.P in the writ petition No.11064 of 2001.
- 2) Composition of the new Managing Committee.
- 3) Blank card for photograph & specimen signatures.



BETWEEN  
A.V.SUBBA RAO, S/O LATE AVL NARAYANA RAO  
HINDU AGED 49 YRS. R/O H.NO. 84,  
JALA VAYU VIHARKUKATPALLY,  
HYDERABAD  
2.Shanti Kumar Jain, s/o late BJ Jain  
Hindu, aged 59 years, r/o H.No. 113,  
Rest -do-  
3.P.V.B.Chary, s/o late P.Vecraiah Chary  
Hindu 65 years, H.No. 85-A, rest -do-  
4.Ex.MWO.D.S.Reddy, s/o late Narasimha  
Reddy, Hindu aged 58 years, H.No. 184,  
Rest -do-  
5.Wg.Cdr. P.M.Mohan Rao, s/o P.Kotiah Naidu  
Hindu, aged 69 yrs, H.No. 91, rest -do-  
6.Cdr.APN Rao, s/o A.Sundara Ramiah, Hindu  
aged 45 years, H.No. 57, rest -do-  
7.V.R.Nikkula, s/o late N.Ranga Rao, Hindu  
aged 49 years, H.No. 271, rest -do-  
8.Cdr. Ashree Kumar, s/o late Salyanarayana Rao  
Hindu aged 49 years, H.No. 85, rest -do-

PETITIONER.

AND

- 1.The Commissioner  
Kukatpally Municipality  
Kukatpally, Hyderabad
- 2.The Collector, Ranga Reddy Dist.  
Hyderabad
- 3.Jala Vayu Vihar Apartments Owners'  
Association, rep by its President,  
Jala Vayu Vihar, Kukatpally, Hyderabad.

RESPONDENTS.

Petitioner, under Article 226 of the Constitution of India, praying that in the circumstances stated in the writ petition filed herein the High Court will be pleased to issue a writ of Mandamus directing more especially one in the nature of writ of Mandamus declaring the action of the Respondent-1 in allowing the respondent-3 to construct a Health Centre with the funds of Janma Bhumi in lung space/central park earmarked for the members of the society of Jala Vayu Vihar, Kukatpally, Hyderabad, as illegal, arbitrary, capricious and consequently direct the respondent-1 to restrain the third respondent from constructing the Health Centre in the lung space/central part of Jala Vayu Vihar, Kukatpally, Hyderabad and consequently direct the second respondent to suspend the funds allotted for the construction of health centre under Janma Bhumi Scheme which was obtained under fraud and misrepresentation and consequently direct the third respondent to cancel the funds allotted to the third respondent under Janma Bhumi for construction of health centre in Central Park - Jala Vayu Vihar, Kukatpally, Hyderabad.

For the Petitioner, Advocate: Shankar Jandhyala, Advocate  
For the Respondent-1, Mr. A. Viswanatham, LC for Municipalities  
For the Respondent-2, Mr. G. P. for Revenue, High Court of A.P., Hyderabad  
For the Respondent-3, Mr. D.V. Satharam Murthy, Advocate.

The Court made the following Order:- (CQ:TD....2)

WRIT PETITION NO. 11064 OF 2001

ORDER:

The petitioner in the instant writ petition prays for issuance of a writ of Mandamus declaring the action of the 1<sup>st</sup> respondent-Municipality in allowing the 3<sup>rd</sup> respondent to construct a health centre with funds of Janma Bhumi in lung space central park earmarked for the members of the Society of Jala Vayu Vihar, Kukatpally, Hyderabad as illegal and arbitrary. The petitioners also pray for issuance of a consequential direction to respondents 1 and 2 to restrain the 3<sup>rd</sup> respondent from constructing the health centre in lung space.

Shorn of all the details, the petitioners in the instant writ petition invoke the extra ordinary jurisdiction of this court under Article 226 of the Constitution of India complaining the inaction on the part of the 1<sup>st</sup> respondent in taking appropriate action against the 3<sup>rd</sup> respondent in the matter of construction of a community hall in the place earmarked for park.

Elaborate submissions are made by the learned counsel for the petitioners as well as the learned counsel for the 3<sup>rd</sup> respondent-association. There is any amount of dispute between the petitioner and the 3<sup>rd</sup> respondent-association as to the exact place where the proposed community hall is to be constructed.

It is contended by the learned counsel for the petitioner that the proposed construction is at a place reserved for park. Learned counsel for the 3<sup>rd</sup> respondent submits that the construction undertaken by the 3<sup>rd</sup> respondent is at a place reserved for community purposes.

It is submitted by the 3<sup>rd</sup> respondent that no actual construction of the building as such is commenced and the 3<sup>rd</sup> respondent shall approach the 1<sup>st</sup> respondent for the sanction and approval of the plan for construction of the building.

In such view of the matter, the writ petition is premature.

Obviously, the 3<sup>rd</sup> respondent cannot make any construction without prior approval and sanction of the plan by the 1<sup>st</sup> respondent-Municipality. Sri D.V. Satharam Murthy, learned

counsel appearing on behalf of the 3<sup>rd</sup> respondent submits that the 3<sup>rd</sup> respondent proposes to submit the requisite application before the 1<sup>st</sup> respondent seeking approval/sanction for the purposes of construction of the community hall.

In the circumstances, the 1<sup>st</sup> respondent shall examine the application to be filed by the 3<sup>rd</sup> respondent in accordance with law with reference to the approved lay out and decide the same. It is needless to observe that the 1<sup>st</sup> respondent shall have to consider the application of the 3<sup>rd</sup> respondent for construction of the community hall and health resort with reference to the approved lay out. It is also needless to observe that the allegations levelled by the petitioners as against the 3<sup>rd</sup> respondent are totally irrelevant for the purposes of deciding the present writ petition. In my considered opinion, the petitioners ought not to have made such serious allegations against the 3<sup>rd</sup> respondent which are absolutely unnecessary for the purposes of disposing of this writ petition.

With the directions as above, the writ petition shall stand disposed of. No order as to costs.

Sd/-P. KRISHNA MURTHY  
ASSISTANT REGISTRAR.

SECTION OFFICER.

11 TRUE COPY 11

- TO  
1.The Commissioner, Kukatpally Municipality, Kukatpally, Hyderabad.  
2.The Collector, Ranga Reddy, Dist., Hyderabad.  
3.Two ccs to G.P. for Revenue, High Court of A.P., Hyderabad (OUT)  
4.One ccc to Mr. Ravi Shankar Jandhyala, Advocate (OPUC)  
5.One ccc to Mr. D.V. Satharam Murthy, Advocate (OPUC)  
6.Two C.D. copies.