



IN THE HIGH COURT OF KARNATAKA,

DHARWAD BENCH

DATED THIS THE 2ND DAY OF DECEMBER, 2024

BEFORE

THE HON'BLE MR. JUSTICE C.M. POONACHA

MISCELLANEOUS FIRST APPEAL NO.101396/2017 (LAC)

BETWEEN:

1. SMT. NAJAMUNISA MADARSAB MANNUR,
SINCE DECEASED REPRESENTED BY HER
LEGAL REPRESENTATIVES
- 1A. SMT. PARVIN MANSUR DEVALAPUR,
AGED ABOUT 48 YEARS, OCC: HOUSEHOLD,
R/O: HIREBAGEWADI,
TALUK AND DISTRICT BELAGAVI.
- 1B. SRI MOHAMMED ALI MADARSAB MANNUR,
AGED ABOUT 46 YEARS,
OCC: SERVICE, R/O: TANAJI GALLI, MAJAGAON,
TALUK AND DISTRICT BELAGAVI.
- 1C. SRI AIJAZ MADARSAB MANNUR,
AGED ABOUT 44 YEARS, OCC: SERVICE,
R/O: HO. NO. 243, TANAJI GALLI, MAJAGAON,
TALUK AND DISTRICT BELAGAVI.

...APPELLANTS

(BY SRI Y. LAKSHMIKANT REDDY AND
SRI Y. MALATHI REDDY, ADVOCATES)

AND:

THE COMMISSIONER,
BELAGAVI URBAN DEVELOPMENT AUTHORITY,
BELAGAVI - 590 019.

...RESPONDENTS

THIS MFA IS FILED UNDER SECTION 54(1) OF LAND
ACQUISITION ACT, 1894, PRAYING TO, AWARDING A
COMPENSATION OF RS.97,000/- PER GUNTA IN THE INTEREST OF
JUSTICE AND EQUITY TO ALLOW THE APPEAL AND MODIFY THE



JUDGMENT AND AWARD DATED 26.04.2016 PASSED IN LAC 26/2012 BY THE LEARNED 1ST ADDITIONAL SENIOR CIVIL JUDGE AND CJM, BELAGAVI AND ETC.,

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, THE COURT DELIVERED THE FOLLOWING:

CORAM: THE HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE C.M. POONACHA)

The above appeal was listed on 16.10.2017, 22.01.2018, 02.08.2019, 29.11.2019, 07.04.2021, 19.07.2022 and 05.12.2023 for compliance of office objections. However, the office objections have not been complied.

2. This Court vide order dated 19.07.2022 granted a week's time to comply with the office objections, failing which, the matter was ordered to be listed for dismissal. However, vide order dated 05.12.2023, this Court granted one week time to comply with the office objections. Till date office objections have not been complied with. Hence, the above matter has been listed this day.

3. Even today, the matter was passed over in the morning session and the learned counsel was permitted to comply with the office objections and the matter was called in



the afternoon session. However, the office objections have not been complied with.

4. Having regard to the order dated 19.07.2022, the above appeal is dismissed for non compliance of office objections.

Sd/-
(C.M. POONACHA)
JUDGE

PMP/CT-ASC
List No.: 2 Sl No.: 2