HC-KAR

NC: 2026:KHC:16781
WP No. 3375 of 2026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE R DEVDAS

WRIT PETITION NO. 3375 OF 2026 (KLR-RES)

BETWEEN:

SMT. SHANTHAMMA
W/O LATE CHIKKAVENKATARAMANNAPPA
AGED ABOUT 61 YEARS,
RESIDING AT KARIMSONNENAHALLI VILLAGE,
DODDATUMAKURU POST,
MADHURE HOBLI,
DODDABALLAPURA TALUK,
BENGALURU RURALDISTRICT-561203.

…PETITIONER

(BY SRI. NARESH KUMAR P C.,ADVOCATE)

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Location: HIGH COURT OF KARNATAKA

AND:

1. THE STATE OF KARNATAKA
   DEPARTMENT OF REVENUE
   MS BUILDING
   BENGALURU-560 001
   REPRESENTED BY ITS CHIEF SECRETARY

2. THE TAHASILDAR
   DODDABALLAPUR TALUK
   DODDABALLAPURA-561 203
   BANGALORE RURAL DISTRICT.

3. THE PRESIDENT BAGARHUKUM
REGULARIZATION COMMITTEE,
DODDABALLAPRA TALUK
DODDABALLAPURA-561 203.
BENGALURU RURAL DISTRICT.

…RESPONDENTS

(BY SMT. B. P. RADHA, AGA)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED ENDORSEMENT DATED 26.07.2023 ISSUED BY THE RESPONDENT THE TAHSILDAR, DODDABALLAPURA TALUK,DODDABALLAPURA IN LND/CR/25/2023-24 AT ANNEXURE - A; ISSUE A WRIT, ORDER OR DIRECTION IN THE NATURE OF A WRIT OF MANDAMUS, TO THE RESPONDENT NO.3 TO CONSIDER THE APPLICATION FILED BY THE PETITIONERS HUSBAND AT ANNEXURE- AND THEREAFTER BY THE PETITIONER AT ANNEXURE- SEEKING GRANT OF THE LAND MEASURING 2 ACERS IN SY. NO.73 KARIMSONNENAHALLI VILLAGE, DODDABALLAPURA TALUK. OF MADHURE HOBLI.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE R DEVDAS

ORAL ORDER

Learned Additional Government Advocate takes notice for all the respondents.

2. The grievance of the petitioner is directed against the impugned Endorsement at Annexure - A dated 26.07.2023 issued by respondent No.2 - Tahsildar, Doddaballapura Taluk rejecting the request made by the petitioner for issuance of Saguvali Chit. Learned counsel for the petitioner submits that in the Endorsement, the Tahsildar has accepted the fact that on the application filed by the petitioner seeking regularisation of unauthorised occupation of 2 acres of land in Sy. No.73 of Karimsonnenahalli Village, Madhure Hobli, Doddaballapura Taluk, Bengaluru Rural District, the Committee for regulation of unauthorised occupation passed a resolution regularising 35 guntas in favour of the petitioner. However, the request for issuance of Saguvali Chit has been rejected by the Tahsildar on the ground that the land in question falls within the prohibited distance from the boundary of the Bruhat Bangalore Mahanagara Palike.

3. Learned counsel for the petitioner submits that this Court has held in the case of ***Ashwathappa and others Vs. State of Karnataka and others*** in ***W.P.No.2411/2022*** disposed of on ***18.02.2022*** that the application for regularisation of unauthorised occupation is required to be considered as on the date of the application and not subsequently when the application is taken up for consideration. Nevertheless, in the present matter, it is clear that the Committee has passed a resolution granting 35 guntas of land in favour of the petitioner. Therefore, the Tahsildar could not have issued the impugned Endorsement.

4. There is substance in the submission made by the learned counsel for petitioner. Once the Committee has decided to grant the lands in favour of the petitioner, it is the duty of the Tahsildar to proceed to collect the *kimmat* and issue Saguvali Chit in favour of the petitioner. On the other hand, if the Tahsildar was aggrieved of the decision taken by the Committee, then the Tahsildar should have filed an appeal before the Assistant Commissioner questioning the decision of the Committee. That not having been done, the Tahsildar could

not have rejected the application given by the petitioner for issuance of Saguvali Chit.

5. Accordingly, the writ petition is ***allowed***. The impugned Endorsement at Annexure - A dated 26.07.2023 issued by the Tahsildar, Doddaballapura Taluk is hereby quashed and set aside. The Tahsildar is directed to collect the *kimmat* from the petitioner and proceed to issue Saguvali Chit in favour of the petitioner as expeditiously as possible and at any rate within a period of two [2] months from the date of receipt of a copy of this order. After issuance of the Saguvali Chit, the name of the petitioner shall also be entered in the revenue records.

Ordered accordingly.

Sd/-
(R DEVDAS)
JUDGE

RB