HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 10TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE R. NATARAJ

WRIT PETITION NO. 4497 OF 2026 (LA-RES)

BETWEEN:

SRI. B.SANTHOSH,
AGED ABOUT 49 YEARS,
S/O LATE BOREGOWDA,
ADVOCATE,
R/AT NO. 128, HOSAHUNDI VILLAGE, KASABA HOBLI,
MYSURU TALUK AND DISTRICT-570 025

...PETITIONER

(BY SRI. P NATARAJU, ADVOCATE)

AND:

THE SPECIAL LAND ACQUISITION OFFICER,
KIADB, K.R.S ROAD, MYSURU DIVISION,
MYSURU-570 016

...RESPONDENT

(BY SRI.ASHOK NAYAK, ADVOCATE)

Digitally signed by HEMALATHA J
Location: HIGH COURT OF KARNATAKA

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECTING THE RESPONDENT TO SEND RECORDS TO THE CIVIL COURT FOR THE DECISION REGARDING THE DISBURSAL OF THE AWARD AMOUNT BY CONSIDERING THE REPRESENTATION DATED 15.02.2025 VIDE ANNEXURE-D AND ETC.

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

CORAM: HON'BLE MR. JUSTICE R. NATARAJ

ORAL ORDER

The petitioner has sought for a writ in the nature of mandamus to direct the respondent to send the records to the Civil Court for apportionment and adjudication by considering the representation dated 15.02.2025.

2. (i) The petitioner contends that the land in Sy.No.36/1B, New Sy.No.36/6 of Marase Village, Varuna Hobli, Mysuru Taluk, measuring 1 acre 13 guntas was acquired showing the name of one Smt.Siddamma, as the occupant of the land. The petitioner contends that the said Smt.Siddamma had managed to obtain an order from the office of the Assistant Commissioner in R.A.No.171/2017 and got the name of her husband, Sri.Kuntamarigowda entered in the revenue records. He contends that the said order was challenged before the Deputy Commissioner, which was dismissed on 25.05.2022.

(ii) He also contends that a suit in O.S.No.784/2022 is now pending consideration before the Principal Senior Civil Judge, J.M.F.C., Mysore. It is contended that taking advantage of the aforesaid order, the compensation is sought to be

received by Smt.Siddamma, who claims to be the wife of Sri.Kuntamarigowda.

3. The petitioner claims that a representation was also filed before the respondent, informing him about the dispute and objection against releasing the compensation in favour of Smt.Siddamma but the said representation is not considered and therefore, the petitioner is before this Court seeking for a direction to the respondent.

4. Learned counsel for the respondent submits that the award passed in respect of the acquisition of the above land is now approved by the competent authority and that in view of the dispute raised by the petitioner, the award would be forwarded to the Civil Court in the manner known to law.

5. In view of the above submission, the respondent is directed to refer the dispute before the Civil Court in accordance with law. This shall be complied within a period of two months from the date of receipt of a copy of this order.

Sd/-
(R. NATARAJ)
JUDGE

BKN/List No.: 1 Sl No.: 24