



CNR: KAHC010382732023

NC: 2026:KHC:36871-DB
RP No. 336 of 2023

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 17TH DAY OF JULY, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

REVIEW PETITION NO. 336 OF 2023

IN

WRIT PETITION NO. 5948 OF 2020 (GM-MM-S)

BETWEEN:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS
CHIEF SECRETARY
VIDHANA SOUDHA
BENGALURU-560001
2. THE SECRETARY TO GOVERNMENT
DEPARTMENT OF COMMERCE AND
INDUSTRIES
GOVERNMENT OF KARNATAKA
VIKAS SOUDHA, BENGALURU-560001
3. THE DIRECTOR AND COMMISSIONER
DEPARTMENT OF MINES AND GEOLOGY
KHANIJA BHAVAN, RACE COURSE ROAD
BENGALURU-560001
4. THE SENIOR GEOLOGIST
AND COMPETENT AUTHORITY
OFFICE OF SENIOR GEOLOGIST
DEPARTMENT OF MINES AND GEOLOGY
DHARWAD-580001

...PETITIONERS

(BY SRI S.H. RAGHAVENDRA, AGA)

Digitally
signed by
VASANTHA
KUMARY B K
Location:
HIGH
COURT OF
KARNATAKA



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AND:

1. SMT. SHOBHA K SHETTY
W/O K T SHETTY
AGED ABOUT 60 YEARS
2/A, PRIYADARSHINI COLONY
GOKUL ROAD, HUBBALLI
HUBBALLI-580030

...RESPONDENT

(BY SRI RAVINDRA GAJANAN KOLLE, ADVOCATE)

THIS REVIEW PETITION IS UNDER ORDER 47 RULE 1 R/W SECTION 114 OF CPC, 1908, PRAYING TO ALLOW THE REVIEW PETITION AND REVIEW THE ORDER PASSED BY THE DIVISION BENCH OF THIS COURT IN W.P.NO.5948/2020 ON 13.09.2022 BY CLARIFYING/MODIFYING THE PENALTY LEVIABLE FOR THE YEAR 2016-2017 IS 15 TIMES OF THE ROYALTY.

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

CORAM: HON'BLE MR. JUSTICE D K SINGH
and
HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

ORAL ORDER

(PER: HON'BLE MR. JUSTICE D K SINGH)

1. The present review petition has been filed seeking review of the judgment and order dated 13.09.2022 passed by the Co-ordinate Bench of this Court in W.P.No.5948/2020.



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2. The submission that the respondent would be liable to pay penalty equal to 15 times of the royalty of mineral so dispatched or transported under Rule 44(4) of the Karnataka Minor Mineral Concession Rules, 1994, was considered and rejected by the Co-ordinate Bench of this Court.

3. We are considering the review petition. We do not find any error apparent on the face of the record which warrants us to review the said judgment and order dated 13.09.2022 and therefore, we dismiss this review petition.

**Sd/-
(D K SINGH)
JUDGE**

**Sd/-
(S VISHWAJITH SHETTY)
JUDGE**

BKV
CT:SN
List No.: 1 Sl No.: 0