



CNR: KAHC010432162024

NC: 2026:KHC:45901
WP No. 20507 of 2024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF AUGUST, 2026

BEFORE

THE HON'BLE MR. JUSTICE E.S.INDIRESH

WRIT PETITION NO. 20507 OF 2024 (KLR-RES)

BETWEEN:

1. H.V. AMRUTH KUMAR
S/O LATE H.S. VENKATESHA
AGED ABOUT 50 YEARS
NO. 135, CHIRAG, BHARAMAPUTRA MAIN ROAD
VIDHYASHANKAR LAYOUT, MYSORE 570 029
EMAIL: AMRUTH4U@REDIFFMAIL.COM.
MOB: 7760676739.
AADHAR: 862268490916.

...PETITIONER

(BY SRI. N. NANJUNDASWAMY, ADVOCATE)

AND:

1. THE DEPUTY COMMISSIONER
FOR MYSORE DISTRICT, NEW D.C. OFFICE
SIDDARTHA NAGAR, MYSORE-570 019.
2. THE ASSISTANT COMMISSIONER
FOR MYSORE DISTRICT
OLD D.C. OFFICE BUILDING
MYSORE-570 001.
3. THE THASILDAR
FOR MYSORE DISTRICT, NEW THALUK OFFICE
BUILDING, NAZARBAD, MYSORE-570 010.
4. REVUNE INSPECTOR
FOR KALSTHAVADI, VILLAGE,



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KASABA HOBLI, NEW THALUK
OFFICE BUILDING, NAZARBAD
MYSORE-570 010.

5. THE VILLAGE OFFICER
FOR KALSTHAVADI, VILLAGE, KASABA HOBLI
NEW THALUK OFFICE BUILDING, NAZARBAD
MYSORE-570 010.
6. MRS MAHALAKSHMI
W/O LATE MUKANDA
NAGANHALLI VILLAGE, KASABA HOBLI,
MYSORE TALUK, MYSORE 570 003.
7. MRS KAMPAMMA
W/O LATE HUCHA GOWDA @ PAPANNA
NAGANHALLI VILLAGE,
KASABA HOBLI, MYSORE TALUK,
MYSORE 570 003.
8. MR MADAVA
S/O LATE HUCHA GOWDA @ PAPANNA
NAGANHALLI VILLAGE, KASABA HOBLI
MYSORE TALUK, MYSORE 570 003.
9. MR S.DINASH
S/O LATE SWAMY GOWDA
NAGANHALLI VILLAGE, KASABA HOBLI
MYSORE TALUK, MYSORE 570 003.
10. MR N.M. KUMARA
S/O LATE MUKANDA
NAGANHALLI VILLAGE, KASABA HOBLI
MYSORE TALUK, MYSORE 570 003.
11. MR N.M. SURESH
S/O LATE MUKANDA
NAGANHALLI VILLAGE, KASABA HOBLI
MYSORE TALUK, MYSORE 570 003.



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12. MRS BHARATHI
W/O RAJENDRA
NO. 3066/7, 1ST MAIN, 4TH CROSS
GOKULAM, DEVARAJA MOHALLA
MYSORE-570 002.

...RESPONDENTS

(BY SRI. SPOORTHY HEGDE .N, HCGP FOR R1 TO R5)

THIS W.P. IS FILED UNDER ARTICLES NO. 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING FOR DIRECTION TO QUASH THE ORDER DATED 21.11.2023, AS PER ANNEXURE-E, PASSED BY THE 2ND RESPONDENT IN CASE NO. R.P.NO.116/2018 AND ETC.

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

CORAM: HON'BLE MR. JUSTICE E.S.INDIRESH

ORAL ORDER

Learned High Court Government Pleader accepts notice for respondent Nos.1 to 5.

2. Petitioner is before this Court seeking for the following reliefs:

- (a) *Issue of writ of Certiorari or other appropriate writ or direction to quash the order dated 21/11/2023, as per Annexure-E, passed by the 2nd respondent in Case No.R.P.No.116/2018,*
- (b) *Issue of writ of Certiorari or other appropriate writ or direction to quash the order dated 17/11/2018, as per Annexure-D, passed by the 2nd respondent in Case No.R.A.No.98/2015,*



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- (c) Issue writ of mandamus directing the Respondent No.3 to cancel the mutation order in IHR2/1993-94, as per Annexure-A,*
- (d) Issue writ of mandamus directing the Respondent No.3 to cancel the mutation order in IHR5/1998-99, as per Annexure-B,*
- (e) Issue writ of mandamus directing the Respondent No.3 to cancel the mutation order in M.R No.8/1998-99, as per Annexure-C,*
- (f) and pass other suitable orders under the circumstances of the case as it deems fit by this Hon'ble Court by allowing this petition with costs, in the interest of justice and equity."*

3. Sri.N.Nanjundaswamy, learned counsel appearing for the petitioner submitted that, the petitioner is claiming his right over the property based on the registered Will dated 03.11.1940, said to have been executed by one Rangacharlu in favour of the legatees named therein and therefore, it is contended that the said aspect of the matter ought to have been considered by the respondents - Authorities while considering the request for entering the name of the petitioner in the mutation register. It is also contended by the learned counsel appearing for the petitioner that the private respondents herein have not produced the registered instrument dated 12.05.1960 and



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the registered sale deed dated 15.12.2003 made in favour of respondent No.9 herein and therefore, sought for interference of this Court.

4. Learned HCGP sought to justify the impugned orders and submits that the parties have to establish their rights over the property in question in the manner known to law. Accordingly, sought for dismissal of writ petition.

5. In the light of the submissions made by the learned counsel appearing for the parties, it is noticed that the petitioner is claiming his right over the land in question based on the registered Will dated 03.11.1940, which has not been acted upon or otherwise brought to light for more than 8 decades. It is also to be noted that the private respondents herein are claiming right over the land based on the registered instrument namely the registered Sale Deed dated 12.05.1960, vide Register No.1372/1960-61 and the registered Sale Deed dated 15.12.2003, vide Register No.10505/2003-04.



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6. In that view of the matter, as the petitioner is claiming his right over the land based on the registered Will said to have been executed more than eight decades ago, it is open for the petitioner to establish his right and title over the land in question before the competent Civil Court, in a manner known to law. Accordingly, I do not find any merit in the writ petition.

The writ petition stands ***dismissed.***

**Sd/-
(E.S.INDIRESH)
JUDGE**