



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 16TH DAY OF JUNE, 2026

BEFORE

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

WRIT PETITION NO. 21525 OF 2024 (KLR-RES)

BETWEEN:

SRI GOVINDARAJU
S/O LATE HANUMANTHAIAH
AGED ABOUT 60 YEARS
R/O KEREKATHIGANURU VILLAGE
SOMPURA HOBLI, NELAMANGALA TLAUK
BENGALURU RURAL DISTRICT – 562111.

...PETITIONER

(BY SRI. HARISH N.R., ADVOCATE)

AND:

1. THE DEPUTY COMMISSIONER
BENGALURU RURAL DISTRICT
DISTRICT OFFICE COMPLEX
BEERASANDRA VILLAGE 1ST FLOOR,
KUNDANA HOBLI - 562110
DEVANAHALLI TALUK
BENGALURU RURAL DISTRICT.
2. THE ASSISTANT COMMISSIONER
DODDABALLAPURA SUB-DIVISION
1ST FLOOR, TALUK OFFICE BUILDING
DODDABALLAPURA – 561203.

Digitally signed
by JUANITA
THE DEWANI
Location: HIGH
COURT OF
KARNATAKA



3. THE THASILDAR
TAHSILDAR OFFICE
NELAMANGALA – 562123

4. SRI CHANDRAPPA
S/O LATE NARAHARAI AH
AGED ABOUT 68 YEARS
R/O KEREKATHIGANURU VILLAGE
SOMPURA HOBLI, NELAMANGALA TALUK,
BENGALURU RURAL DISTRICT – 562111.

...RESPONDENTS

(BY SMT. B.P. RADHA., AGA FOR R1 TO R3
SRI. HARSHA KUMAR GOWDA H.R., ADVOCATE FOR R4)

THIS WP IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASHING THE ORDER PASSED BY THE R1 IN REVISION PETITION NO. 1/2023 DATED 28.6.24, PRODUCED AS ANNEXURE-K AND GRANT AN INTERIM PRAYER TO STAYING ORDER PASSED BY THE R1 IN REVISION PETITION NO. 1/2023 DATED 28.6.24, PRODUCED AS ANNEXURE-K.

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



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

ORAL ORDER

Heard Sri Harish.N.R, learned counsel appearing for the petitioner and Smt.B.P.Radha, learned Additional Government Advocate appearing for respondent Nos.1 to 3 and Sri. Harsha Kumar Gowda.H.R, learned counsel appearing for the respondent No.4.

2. In this writ petition, petitioner is assailing the order dated 28.06.2024 (Annexure-K), passed by the respondent No.1.

3. Having taken note of the submissions made by the learned counsel appearing for the parties, the petitioner herein has filed R.A.(N) No.58/2019 before the respondent No.2, challenging the mutation in MR No.4/1992-93. The respondent No.2 by order dated 04.01.2021 remanded the matter to the respondent No.3. Feeling aggrieved by the same, the respondent No.4 has preferred RP No.1/2023 and the respondent No.1 -



Deputy Commissioner, by order dated 28.06.2024 remanded the matter to respondent No.2 - Assistant Commissioner.

4. In that view of the matter, I find force in the submission made by the learned counsel for the petitioner that the respondent No.1 - Deputy Commissioner, ought to have remanded the matter to respondent No.3 - Tahsildar, instead of the respondent No.2 - Assistant Commissioner. The non application of mind by the respondent No.1 is forthcoming from the impugned order. In that view of the matter, I pass the following;

ORDER

- (i) The writ petition is ***allowed***.
- (ii) The order dated 28.06.2024 (Annexure-K) passed in RP No.1/2023 is accordingly quashed and the matter is remanded to respondent No.3 - Tahsildar to reconsider the issue afresh after affording an opportunity of hearing to both the



parties and take decision in the matter in accordance with law, within a period of four months from the date of receipt of certified copy of this order.

- (iii) Since the parties are represented through their learned counsel, parties are directed to appear before the respondent No.3 - Tahsildar on **15.07.2026 at 03.00 p.m.** and after their appearance respondent No.3 shall dispose of the matter as stated above.

Sd/-
(E.S.INDIRESH)
JUDGE

KLY
List No.: 1 Sl No.: 63