



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 10TH DAY OF MARCH, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

CIVIL CONTEMPT PETITION NO.1101 OF 2025

BETWEEN:

MR. PAVAN KUMAR
S/O. SHIVAKUMAR
AGED ABOUT 30 YEARS
RESIDING AT NARAYANPURA
GURUMATKAL (RURAL)
KALBURGI-585 214

...COMPLAINANT

(BY MR. RAJATH, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
MINISTRY OF HOME AFFAIRS
REPRESENTED BY ITS CHIEF SECRETARY
VIDHAN SOUDHA, DR. AMBEDKAR VEEDHI
BENGALURU-560 001
2. MR. B. N. SHIVAKUMAR
THE INSPECTOR
R. R NAGAR POLICE STATION
BENGALURU-560 060

...ACCUSED

(BY SMT. NAMITHA MAHESH, B. G., A.G.A.)

Digitally
signed by
NIRMALA
DEVI
Location:
HIGH COURT
OF
KARNATAKA



THIS CCC IS FILED UNDER ARTICLE 215 OF THE CONSTITUTION OF INDIA R/W SECTIONS 11 AND 12 OF THE CONTEMPT OF COURTS ACT, 1971, BY THE COMPLAINANT, WHEREIN PRAYS TO INITIATE CONTEMPT PROCEEDINGS (CIVIL) AGAINST THE ACCUSED FOR INTENTIONALLY DISOBEYING THE ORDERS OF THIS HON'BLE COURT PASSED IN W.P.NO.9743/2025 DATED 02.04.2025 UNDER THE PROVISIONS OF THE CONTEMPT OF COURT ACT, 1971 AND TO PUNISH THE ACCUSED IN ACCORDANCE WITH LAW.

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

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. The complainant has filed the present complaint alleging willful disobedience of the order dated 02.04.2025 passed by the learned Single Judge of this Court in Writ Petition No.9743/2025 (GM-RES) whereby the police officials were directed to cooperate and grant protection for Indian Bank to handover the possession of the subject property to the complainant.

2. The complainant is an auction purchaser, who has purchased the subject property pursuant to the Indian Bank taking over possession under the Securitisation and Reconstruction of



Financial Assets and Enforcement of Security Interest Act, 2002
[**SARFAESI Act**].

3. The affidavit of compliance has been filed by the accused, wherein it is affirmed that full protection was granted to the complainant and the bank officials and the subject property, which is described hereunder was handed over to the complainant:

"DESCRIPTION OF THE IMMOVABLE PROPERTIES

All that piece and parcel of Residential House Consisting of Ground and First Floors Measuring Site Area 549.05 feet Totally Built up Measuring 1283 feet Constructed on Site Bearing No.666, HI Katha No.256 and Property no 259A BBMP Khatha No.330/19/285/256/259A/1/666 in Ward No.198, on the Site measuring East to West 19.75 Feet and North to South 27.8 feet in all Measuring 549.05 Sq.Ft. Property Situated in Pattanagere Village Kengeri Hobli Bangalore South Taluk Now Property comes under the Administrative jurisdiction of Bruhat Bangalore Mahanagara Palike and Bounded on

East by: Remaining Portion of the Same Property
West by: Property No.665
North By: Road
South by: Portion of the Property No.667"

4. The learned counsel for the complainant has also drawn the attention of this Court to a Panchanama, which indicates that the complainant had taken possession of the subject property on 15.05.2025 at 2.30 p.m. The photographs of the keys being handed over to the complainant have also been placed on record.



5. In this view, we are unable to accept that the accused have been guilty of any disobedience of the orders passed by this Court. However, it appears that, the original owner has once again taken over the possession of the subject property and the complainant is aggrieved by the same.

6. The learned Additional Government Advocate for the accused submits that a separate complaint in this regard has been registered and the same is being investigated. She assures this Court that necessary action in accordance with law would be taken and if it is found that the subject property has been trespassed on, the trespasser will, apart from being removed, be prosecuted.

7. In view of the above, the present complaint is closed.

8. All rights and contentions of the parties are reserved.

SD/-
(VIBHU BAKHRU)
CHIEF JUSTICE

SD/-
(C.M. POONACHA)
JUDGE