



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 8TH DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE R DEVDAS

WRIT PETITION NO. 32478 OF 2025 (KLR-RES)

BETWEEN:

SRI. JOHSON JACOB
S/O LATE K.T. CHAKO
AGED ABOUT 66 YEARS,
POST MADAMAKKI VILLAGE - 576 212,
HEBRI TALUK, UDUPI DISTRICT.

...PETITIONER

(BY SMT. PRASANNA K, ADVOCATE FOR
SRI. K. CHANDRANATH ARIGA, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY ITS SECRETARY,
DEPARTMENT OF REVENUE,
VIKASA SOUDHA,
DR. B.R. AMBEDKAR ROAD,
BENGALURU - 560 001.

2. THE TAHASILDAR AND EXECUTIVE MAGISTRATE
HEBRI TALUK, HEBRI - 576 112
UDUPI DISTRICT.

...RESPONDENTS

(BY SRI. SHAMANTH NAIK, HCGP)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF
THE CONSTITUTION OF INDIA PRAYING TO A. CALL FOR

Digitally signed
by JUANITA
THEJESWINI
Location: HIGH
COURT OF
KARNATAKA



RECORDS IN DCDRCR/8/24-25 (E-125833) DATED 16.09.2025
ON THE FILE OF RESPONDENT NO.2 AND ETC.,

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

CORAM: HON'BLE MR. JUSTICE R DEVDAS

ORAL ORDER

Learned High Court Government Pleader takes notice for
all the respondents.

2. It is the contention of the petitioner that without
considering the application filed by the petitioner in Form No.57
on 17.01.2019, seeking regularization of unauthorized
occupation of 4 acres of land in Sy.No.40/3 of Madamakki
Village, Hebri Taluk, Udupi District, acknowledgment for which
is found at Annexure-E, the impugned notice has been issued
by the Tahsildar, Hebri Taluk, threatening to evict the
petitioner.

3. Learned High Court Government Pleader submits on
instructions that the petitioner is already owning 5 acres 85
cents in Sy.No.40/8, which is acknowledged by the petitioner in
paragraph No.3 of the petition and despite that, the petitioner



has made an application seeking regularisation of authorized occupation of 4 acres of land.

4. Having regard to the facts narrated hereinabove, this Court is of the considered opinion that the Tahsildar is bound to place the application filed by the petitioner before the Committee along with his/her recommendations/observations and it is for the Committee to take a decision as to whether the petitioner is entitled for grant of 4 acres of land or any lesser extent of land or none at all. Without consideration of the application, Tahsildar cannot proceed to evict the petitioner from the lands in question.

5. Accordingly, the writ petition stands disposed of while setting aside the impugned notice at Annexure-H issued by the respondent-Tahsildar, with further directions that the Tahsildar shall place the application filed by the petitioner before the committee for regularization of unauthorized occupation within a period of six weeks from the date of receipt of a copy of this order.

6. The committee shall thereafter consider the application and pass necessary orders as expeditiously as



possible and at any rate within a period of two months from the date when which the application is placed by the Tahsildar before the Committee.

7. Needless to observe that till the application of the petitioner is disposed of in terms of the directions issued by this Court, the possession of the petitioner in respect of the petition schedule property shall not be disturbed.

Ordered accordingly.

Learned High Court Government Pleader is permitted to file memo of appearance within a period of four weeks from today.

**Sd/-
(R DEVDAS)
JUDGE**