



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 6TH DAY OF JULY, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

WRIT PETITION NO.33630 OF 2025 (GM-RES)

BETWEEN:

SUBRAMANI
S/O DODDAVENKATAPPA,
AGED ABOUT 35 YEARS,
R/AT NO.63, UGANAVADI VILLAGE,
DEVANAHALLI TALUK,
BANGALORE - 562 110

...PETITIONER

(BY SRI. SHRAVAN BHARADWAJ B.V., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY SECRETARY TO GOVERNMENT,
FOREST DEPARTMENT,
VIKAS SOUDHA,
BANGALORE - 560 001.

2. THE AUTHORISED AND DEPUTY
CONSERVATOR OF FORESTS,
BENGALURU RURAL DISTRICT,
BANGALORE - 560 001.

...RESPONDENTS

(BY SRI. B.N.JAGADEESHA, SPP-I)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA READ WITH SECTION 528 OF BNSS PRAYING TO 1. ISSUE A WRIT OF CERTIORARI OR ANY OTHER APPROPRIATE WRIT, ORDER, OR DIRECTION, QUASHING THE IMPUGNED ORDER DATED 11.02.2025 PASSED BY THE RESPONDENT, PRODUCED HERewith AS ANNEXURE-A AND ETC.,



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

CORAM: HON'BLE MR. JUSTICE M.NAGAPRASANNA

ORAL ORDER

The petitioner is before this Court seeking the following prayer:

"WHEREFORE, the Petitioner most respectfully prays that this Hon'ble Court may be pleased to:

i. Issue a Writ of Certiorari or any other appropriate writ, order, or direction, quashing the impugned order dated 11.02.2025 in WLOR.No.3 of 2024 on the file of the II Additional Chief Judicial Magistrate, produced herewith as ANNEXURE-A;

ii. Issue a Writ of Mandamus or any other appropriate writ, order, or direction, directing the Respondent to release the vehicle bearing registration No. KA-53-D-9181, without insisting upon the furnishing of a bank guarantee, by considering the petitioner's application dated 03.04.2025, produced herewith as ANNEXURE-E; and

iii. Pass such other and further orders or directions as this Hon'ble Court may deem fit, proper, and necessary in the facts and circumstances of the case, in the interest of justice and equity."

2. The vehicle of the petitioner is intercepted and found that it was carrying elephant tusks. Therefore, the



proceedings under the Wildlife Protection Act, 1972, is instituted. The petitioner claims that he is not the one who was carrying, but it is his brother. Therefore, his vehicle must be released.

3. The proceedings are pending before the competent Authority, where the petitioner has failed to appear. Therefore, the petitioner shall appear before the said Authority and submit an explanation with regard to the vehicle. The concerned Authority shall pass necessary orders after hearing the petitioner within a period of eight weeks of appearance of the petitioner in accordance with law. The writ petition is accordingly disposed.

Ordered accordingly.

Sd/-
(M.NAGAPRASANNA)
JUDGE