IN THE HIGH COURT OF KARNATAKA,

DHARWAD BENCH

DATED THIS THE 31ST DAY OF JULY, 2024

BEFORE

THE HON'BLE MS. JUSTICE JYOTI MULIMANI

WRIT PETITION NO. 62517 OF 2010 (KLR-RR/SUR)

C/W

WRIT PETITION NO. 62516 OF 2010 (KLR-RR/SUR)

IN WP. NO. 62517 OF 2010:
BETWEEN:

1. IRAPPA MAHARUDRAPPA MADBAL,
   AGE ABOUT 69 YEARS, OCC: PENSIONER,

2. MOHAN MAHARUDRAPPA MADBAL,
   AGE ABOUT 63 YEARS, OCC: PENSIONER,

3. SAVITRI W/O NAGESHRAO,
   AGE ABOUT 48 YEARS,
   OCC: HOUSEHOLD WORK,
   ALL RESIDING AT KATAGI
   PRADHANAPPA ONI,
   NEAR SHAH BAZAR,
   HUBBALLI-580 020.

Digitally signed by
PREMCHANDRA M R
Location: HIGH
COURT OF
KARNATAKA

4. KALPATRU CONSTRUCTIONS,
   A PARTNERSHIP FIRM BY ITS PARTNERS.

4A. RAMESH REVANSIDDAPPA CHALAVADI,
   AGE ABOUT 40 YEARS, OCC: BUSINESS,
   RESIDING AT III CROSS,
   GIRANI CHAWL, KARWAR ROAD,
   HUBBALLI-580 020.

4B. DEEPAK DATTATRAYA PRABHU,
   AGE ABOUT 40 YEARS, OCC: BUSINESS

RESIDING AT III CROSS,
NEW HUBLI FORT, NEAR CBT,
HUBBALLI-580 020.

4C. NAGARAJ BASAVANTAPPA BELAVADI,
AGE ABOUT 39 YEARS, OCC: BUSINESS,
RESIDING AT VYSYA BANK COLONY,
PARASWADI, KESHWAPUR, HUBBALLI-580 020.

4D. GOPALKRISHNA RAMACHANDRASA KALBURGI,
AGE ABOUT 44 YEARS, OCC: BUSINESS
RESIDING AT SHANTI NAGAR,
HUBBALLI-580 020.

4E. VISHWANATH BABURAO TIRUMALE,
AGE ABOUT 44 YEARS, OCC: BUSINESS,
RESIDING AT BHAVANI NAGAR,
HUBBALLI-580 020.

…PETITIONERS

(BY SRI. G.R.ANDANIMATH.,
SRI. LADKHAN AND
SRI. S.S.NIRANJAN., ADVOCATES [ABSENT])

AND:

1. THE JOINT DIRECTOR OF LAND RECORDS,
D.C.COMPOUND, BELAGAVI.

2. THE DEPUTY DIRECTOR OF LAND RECORDS,
HALYAL ROAD, NEAR ICE FACTORY,
DHARWAD-580 001.

3. CITY SURVEY OFFICER,
MINI VIDHANA SOUDHA,
SIR SIDDAPPA KAMBLI ROAD,
HUBBALLI-580 020.

4. GOPAL DATTATRAYA DESAI,
AGE ABOUT 78 YEARS, OCC: PRIVATE SERVICE,
RESIDING AT GAVALI GALLI,
BHANDIWAD BASE, HUBBALLI-580 020.

5. INDUMATI NAGESHRAO DESAI,
AGE ABOUT 78 YEARS, OCC: PRIVATE SERVICE,
RESIDING AT GAVALI GALLI,
BHANDIWAD BASE, HUBBALLI-580 020.

6. SHAILAJA MOHANRAO KULKARNI,
AGE MAJOR, OCC: HOUSEHOLD WORK,
R/AT GAVALI GALLI, BHANDIWAD BASE,
HUBBALLI-580 020.

7. SUDHA ALIAS SHARADA MOHANRAO JOSHI,
AGE MAJOR , OCC: HOUSEHOLD WORK,
RESIDING AT GAVALI GALLI,
BHANDIWAD BASE, HUBBALLI-580 020.

8. JANAKIBAI TRIYAMBAKRAO KULKARNI
SINCE DECEASED

9. USHABAI VASANTRAO PATIL,
AGE: MAJOR, OCC: HOUSEHOLD WORK,
RESIDING AT VITHOBA GALLI, HUBBALLI-580 020.

10. HANMANTRAO RAMACHANDRARAO DESAI,
AGE ABOUT 77 YEARS, OCC: PRESENTLY NIL,
RESIDING AT VITHOBA GALLI, HUBLI-580 020.

11. GURUNATH RAMCHANDRAO DESA
AGE: MAJOR , OCC: NOT KNOWN,
RESIDING AT VITHOBA GALLI,
HUBLI-580 020.

12. MAHABALESHWAR RAMACHANDRA DESAI,
AGE: MAJOR , OCC: NOT KNOWN,
RESIDING AT VITHOBA GALLI,
HUBLI-580 020.

13. SARASWATIBAI NARAYANRAO DESHPANDE,
AGE: MAJOR , OCC: HOUSEHOLD WORK,
RESIDING AT VITHOBA GALLI, HUBLI-580 020.

14. GURURAO KRISHNAJI DESAI,
AGE ABOUT 44 YEARS,
OCC: NOT KNOWN,
R/AT SRI NAGAR, UNKAL, HUBLI-580 031.

…RESPONDENTS

(BY SMT. KIRTILATA.R.PATIL., HCGP FOR R1 TO R3;
SRI. SADIQ.N.GOODWALA., ADVOCATE
FOR R4, R10-R12[ABSENT];
R6-SERVED AND UNREPRESENTED;
R7, R9, R14, R5, R8, AND R13-ABATED AGAINST
PETITION)

IN WP. NO.62516 OF 2010:
BETWEEN:

1. IRAPPA MAHARUDRAPPA MADBAL,
AGE ABOUT 69 YEARS, OCC: PENSIONER,

2. MOHAN MAHARUDRAPPA MADBAL,
AGE ABOUT 63 YEARS, OCC: PENSIONER,

3. SAVITRI W/O NAGESHRAO,
AGE ABOUT 48 YEARS,
OCC: HOUSEHOLD WORK,
ALL RESIDING AT KATAGI
PRADHANAPPA ONI,
NEAR SHAH BAZAR, HUBLI-580 020.

4. KALPATRU CONSTRUCTIONS,
A PARTNERSHIP FIRM BY ITS PARTNERS.

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HUBLI-580 020.

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PARASWADI, KESHWAPUR, HUBLI-580 020.

4D. GOPALKRISHNA RAMACHANDRASA KALBURGI,
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…PETITIONERS

(BY SRI. G.R.ANDANIMATH AND
SRI. S.S.NIRANJAN., ADVOCATES [ABSENT])

AND:

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D.C.COMPOUND, BELGAUM.

2. THE DEPUTY DIRECTOR OF LAND RECORDS,
HALYAL ROAD, NEAR ICE FACTORY,
DHARWAD-580 001.

3. CITY SURVEY OFFICER,
MINI VIDHANA SOUDHA,
SIR SIDDAPPA KAMBLI ROAD,
HUBLI-580 020.

4. JAYAVANT KRISHNARAO DESAI,
AGE ABOUT 70 YEARS,
OCCUPATION: BUSINESS,
RESIDING AT RAJENDRA COLONY,
HAVERI.

…RESPONDENTS

(BY SMT. KIRTILATA.R.PATIL., HCGP FOR R1 TO R3;
SRI. A.A.KALEBUDDE., ADVOCATE FOR R4)

THESE WRIT PETITIONS ARE FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, SEEKING CERTAIN RELIEFS.

THESE WRIT PETITIONS ARE LISTED FOR HEARING, THIS DAY, AN ORDER IS MADE AS UNDER:

ORAL ORDER

IN WP NO.62517/2010

When the matter is called there is no representation on behalf of petitioners, either personally or through video conferencing.

Smt.Kirtilata.R.Patil., learned HCGP for respondents 1 to 3 has appeared in person.

As could be seen from the Writ papers, the petition is filed in the year 2010. Now we are in the month of July 2024. The petition is pending for almost fourteen years. As already noted above, there is no representation on behalf of petitioners, either personally or through video conferencing. It appears that the petitioners are not interested in prosecuting the petition. Hence, the Writ Petition is ***dismissed*** for non-prosecution.

IN WP NO.62516/2010

When the matter is called there is no representation on behalf of petitioners, either personally or through video conferencing.

Smt.Kirtilata.R.Patil., learned HCGP for respondents 1 to 3 and Sri.A.A.Kalebudde., learned counsel for respondent No.4 have appeared in person.

As could be seen from the Writ papers, the petition is filed in the year 2010. Now we are in the month of July 2024. The petition is pending for almost fourteen years. As already noted above, there is no representation on behalf of petitioners, either personally or through video conferencing. It appears that the petitioners are not interested in prosecuting the petition. Hence, the Writ Petition is ***dismissed*** for non-prosecution.

Sd/-
(JYOTI MULIMANI)
JUDGE

MRP
List No.: 2 Sl No.: 73