



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 5TH DAY OF JUNE, 2024

BEFORE

THE HON'BLE MR. JUSTICE R.NATARAJ

WRIT PETITION NO.201505 OF 2019 (LA-KIADB)

BETWEEN:

MOHD. GAUSE @ CHUNNU PATEL,
S/O HUSSAINSAB
AGE: 55 YEARS, OCC: AGRICULTURE,
R/O GANDHI CHOWK TMC WADI,
TQ: CHITAPUR & DIST: KALABURAGI.

...PETITIONER

(BY SRI LIYAQAT FAREED USTAD, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
THROUGH ITS UNDER SECRETARY,
DEPARTMENT OF INDUSTRIES,
AND COMMERCE, BENGALURU-06.
2. THE DEPUTY CHIEF ENGINEER,
SOUTH WESTERN RAILWAY,
WADI GADAG NEW LINE PROJECT,
CLUB ROAD, KESHAVPUR
HUBBALLI-580023.
3. THE SPECIAL LAND ACQUISITION OFFICER,
KARNATAKA INDUSTRIAL AREA
DEVELOPMENT BOARD,
KAPNOOR INDUSTRIAL AREA,
STAGE-I, HUMNABAD ROAD,
KALABURAGI-585104.

Digitally
signed by
RENUKA
Location:
High Court
Of Karnataka



4. THE DEPUTY COMMISSIONER,
KALABURAGI, OFFICE OF THE DEPUTY
COMMISSIONER, KALABURAGI-585101.

...RESPONDENTS

(BY SRI VEERANAGOUDA MALIPATIL, HCGP FOR R1 & R4;
SRI A. M. NAGRAL, ADVOCATE FOR R3;
SRI MANVENDRA REDDY, ADVOCATE FOR R2)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE THE SUITABLE WRIT IN THE NATURE OF CERTIORARI AND QUASH THE INTIMATION LETTER NO.KRA-KAIDB/BHUSWA/KA/2018-19/239 DATED 06.10.2018 ISSUED BY THE RESPONDENT NO.3 VIDE ANNEXURE-K. B) ISSUE DIRECTIONS TO THE RESPONDENT NO.1 TO REFER THE CASE TO DEPUTY COMMISSIONER I.E., RESPONDENT NO.4 UNDER SECTION 29(3) OF THE KIADB ACT, 1966. C) ISSUE SUITABLE DIRECTION TO THE RESPONDENT NOS.2 AND 3 TO RE-SURVEY THE LAND BEARING SY.NO.74 SITUATED AT BASVESHWARA NAGAR, WADI, TQ. CHITTAPUR, DIST. KALABURAGI OF THE PETITIONER PROPOSED TO BE ACQUIRED FOR WADI TO GADAG RAILWAY LINE PROJECT.

THIS WRIT PETITION IS COMING ON FOR ORDERS THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

The petitioner has challenged a notice dated 06.10.2018 issued by respondent No.3 calling upon the



petitioner to furnish documents in respect of his claim to compensation for the acquisition of the land bearing Sy.No.74 of Basaveshwar Nagar, Wadi, Chittapur Taluka.

When this petition was listed for orders, learned counsel for respondent No.3 submitted that pursuant to the notice challenged by the petitioner in this writ petition, a general award was passed determining the compensation payable and petitioner has received the compensation and therefore the writ petition does not survive for consideration. This is not disputed by the learned counsel for the petitioner. Hence, the petition is dismissed as having become infructuous.

Sd/-
JUDGE

RSP
CT:SI
List No.: 1 SI No.: 13