HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE R DEVDAS

WRIT PETITION NO. 2752 OF 2024 (KLR-REG)

BETWEEN:

SRI. M. G. MAHESH
SON OF LATE GEJJE MALLAIAH,
AGED ABOUT 53 YEARS,
RESIDING AT KOTE, WARD NO. 3,
SULTHAN ROAD, MALAVALLI TOWN,
MALLAVALLI TALUK,
MANDYA DISTRICT - 572 305.

...PETITIONER

(BY SRI. FAYAZ SAB B.G, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS SECRETARY,
DEPARTMENT OF REVENUE,
M.S. BUILDING,
BANGALORE - 560 001.

2. THE DEPUTY COMMISSIONER
MANDYA DISTRICT,
MANDYA - 571 401.

3. THE ASSISTANT COMMISSIONER
MADDUR SUB DIVISION, MADDUR,
MANDYA DISTRICT - 572 304.

4. THE ASSISTANT EXECUTIVE ENGINEER
NO.2, CAUVERY CANAL SUB-DIVISION
T.KAGEPURA, MALAVALLI TOWN

Digitally signed by YASHODA K L
Location: HIGH COURT OF KARNATAKA

MALAVALLI TALUK
MANDYA DISTRICT - 571 430.

5. THE TAHASILDAR
MALAVALLI TALUK,
MALAVALLI TOWN,
MANDYA DISTRICT - 572 430.

6. THE TAHASILDAR AND SECRETARY
COMMITTEE FOR REGULARIZATION OF
UNAUTHORIZED CULTIVATION OF LANDS,
MALAVALLI TALUK,
MANDYA DISTRICT - 572 305.

…RESPONDENTS

(BY SRI. SHAMANTH NAIK, HCGP)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO CALL FOR THE ENTIRE RECORDS DIRECTING THE RESPONDENT TO CONSIDER ACK RECEIVED OF APPLICATION THE FORM NO. 53 BY THE PETITIONER FOR GRANT/REGULARIZATION OF UNAUTHORIZED OCCUPATION OF AGRICULTURAL LAND IN SYN O. 130 MEASURING 14 ACRES AND 38 GUNTAS OUT OF TOTAL LAND MEASURING 46 ACRES AND 39 GUNTAS SITUATED AT MAGANUR VILLAGE KIRUGAVALU HOBLI MALAVALLI TALUK MANDY DIST WHICH IS PRODUCED HEREWITH AND MARKED AS ANNX-F 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 accepts notice for all the respondents.

2. It is the contention of petitioner that he has filed an application in Form No.53 on 20.08.1991 seeking regularisation of unauthorised occupation of 2 acres 20 guntas in Survey No.130 of Maganur Village, Kirugavalu Hobli, Malavalli Taluk, Mandya District and the same is not considered till date. Therefore, the prayer in the petition is to direct the respondents to consider the said application.

3. Having regard to the contentions raised in the writ petition and submission of the learned counsel for the petitioner, this Court is of the considered opinion that respondent No.5-Tahsildar was duty bound to place the application filed by the petitioner before the 'Committee for Regularization of Unauthorized Occupation' and the Committee was also duty bound to consider the application and pass necessary orders.

4. The writ petition stands ***disposed of*** with a specific direction to respondent No.5-Tahsildar, Malavalli Taluk, to verify from the records as to whether such application filed by the petitioner in the year 1991 is pending consideration. If it is found that such an application was indeed filed by the

petitioner and the application is yet to be considered, the Tahsildar is directed to place before the Committee for regularisation of unauthorised occupation, the application along with his recommendation within a period of two months from the date of receipt of a copy of this order. Thereafter, the Committee shall consider the said application and pass necessary orders in accordance with law as expeditiously as possible and at any rate within a period of two months.

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

rv
List No.: 1 Sl No.: 24