NC: 2026:KHC:5421
WP No. 2855 of 2026

HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31ST DAY OF JANUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE R DEVDAS

WRIT PETITION NO. 2855 OF 2026 (KLR-RES)

BETWEEN:

SRI. C. JANARDHANA RAJU
S/O LATE NARAYANA RAJU @
CHINNAPPA RAJU,
AGED ABOUT 78 YEARS,
R/AT NYANAPPANASHETTY PALYA,
BEGUR HOBLI, BENGALURU SOUTH TALUK,
BENGALURU-560 068.

…PETITIONER

(BY SRI. SRINIVASA GOWDA B.R., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REP. BY ITS SECRETARY,
DEPT. OF REVENUE, M S BUILDING,
DR. AMBEDKAR VEEDHI,
BENGALAURU-560 001.

2. THE DEPUTY COMMISSIONER
BENGALURU URBAN DISTRICT,
BENGALURU-560 009.

3. THE ASSISTANT COMMISSIONER
BENGALURU SUB DIVISION,
BENGALURU-560 009.

4. THE TAHSILDAR
BENGALURU SOUTH TALUK,
BENGALURU-560 009.

Digitally signed by LAKSHMI T
Location: High Court of Karnataka

5. SMT. SAGAYA MARY
D/O LATE FASKAL,
AGED ABOUT 63 YEARS,
R/AT CHRIST PALYA,
DENKANIKOTE TOWN,
KRISHNAGIRI DISTRICT,
TAMILNADU-635 107.

6. SMT. CHOWARAMMA
W/O FASKAL,
AGED ABOUT 93 YEARS,

7. SMT. AMMAYYA
W/O LATE FASKAL,
AGED ABOUT 73 YEARS,

8. SMT. PAPAMMA
W/O LATE FASKAL,
AGED ABOUT 60 YEARS,

RESPONDENT NOS: 6 TO 8 ARE
R/AT "SHANTHINIVAS" GRACE VILLA,
1ST CROSS, DORESANI PALYA,
BANNERUGHATTA ROAD,
BENGALURU-560 076.

9. SMT. ANTHONY MARY
D/O LATE FASKAL,
W/O CHOWRY MUTHU,
AGED ABOUT 55 YEARS,
R/AT NO.2993, 2ND CROSS,
BEHIND HIGH SCHOOL,
SHANTHIPRIYA LAYOUT, BEGUR ROAD,
BENGALURU-560 068.

10. SMT. AMRUTHA MARY
D/O LATE FASKAL,
AGED ABOUT 57 YEARS,
R/AT NO: 56, "SHANTHINIVAS"
GRACE VILLA, 1ST CROSS,

DORESANI PALYA,
BANNERUGHATTA ROAD,
BENGALURU-560 076.

11. MR. GAFFAR KHAN
S/O LATE SATHAR KHAN,
AGED ABOUT 104 YEARS,
R/AT NO.17, 3RD CROSS,
OLD PIPELINE ROAD,
MYSORE ROAD,
BENGALURU-560 026.

12. SRI. KANIKYA SWAMY
S/O ANTHONY SWAMY,
AGED ABOUT 77 YEARS,

13. SRI. ANTHONY RAJ,
S/O KANIKYA SWAMY,
AGED ABOUT 44 YEARS,

RESPONDENT NOS: 12 & 13 ARE
R/AT NO: 176, BEHIND ANGANAWADI
SCHOOL, KALENA AGRAHARA,
BANNERUGHATTA ROAD,
BENGALURU-560 076.

…RESPONDENTS

(BY SMT. NAVYA SHEKHAR, AGA FOR R1 TO R4)

THIS W.P. IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO CALL FOR THE RECORDS FROM THE RESPONDENT NOS. 2 AND 3 AND QUASH THE IMPUGNED ORDER PASSED BY RESPONDENT NO.3 IN CASE NO. RA (S) 41/2015-16, DATED: 28.07.2016 VIDE ANNEXURE-J AND THE IMPUGNED ORDER PASSED BY RESPONDENT NO.2 IN R P NO.206/2020, DATED 04.11.2025 VIDE ANNEXURE-P.

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 Additional Government Advocate takes notice for respondents Nos.1 to 4. Notice to other respondents is not necessary for the following reasons:

Learned Additional Government Advocate has raised a preliminary objection that having regard to the amendment brought to Section 136(1) of the Karnataka Land Revenue Act, 1964, w.e.f., 10.01.2025, the petitioner will have to approach the Karnataka Appellate Tribunal questioning the impugned order passed by the Deputy Commissioner under Section 136(3) of the Act.

2. Upholding the submissions made by the learned Additional Government Advocate, the writ petition stands ***dismissed*** while reserving liberty to the petitioner to approach the Karnataka Appellate Tribunal. However, the respondents are hereby directed not to take any

precipitative action for a period of four weeks to enable the petitioner approach the Karnataka Appellate Tribunal.

3. Learned Additional Government Advocate is permitted to file memo of appearance within a period of four weeks from today.

4. Office to return the original documents/certified copies, if any, to the petitioner while retaining a copy of the same for the file.

Sd/-
(R DEVDAS)
JUDGE

HB
List No.: 1 Sl No.: 17