HC-KAR

NC: 2026:KHC:23370-DB
CCC No. 176 of 2026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF APRIL, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

CIVIL CONTEMPT PETITION NO. 176 OF 2026

BETWEEN:

SHIVAJI RAO
S/O MUNISWAMY RAO SHIND
AGED ABOUT 38 YEARS
R/AT KALLANAKUPPE VILLAGE
MARALAWADI HOBLI
KANAKAPURA TALUK PIN CODE-562121

…COMPLAINANT

(BY MR. SURESH K, ADVOCATE)

AND:

Digitally signed by NIRMALA DEVI
Location: HIGH COURT OF KARNATAKA

1. GOVERNMENT OF KARNATAKA
   PRINCIPAL SECRETARY
   PRIMARY AND SECONDARY
   HEALTH DEPARTMENT
   VIKAS SOUDHA
   AMBEDKAR VIDHI
   BENGALURU -560001

   ...PROFORMA RESPONDENT

2. DR NIRANJAN
   DISTRICT HEALTH OFFICER
   RAMANAGARA DISTRICT
   RAMANAGARA -562159

   …ACCUSED

(BY SMT. NAMITHA MAHESH B G, AGA)

THIS CCC IS FILED UNDER SECTIONS 11 AND 12 OF THE CONTEMPT OF COURT ACT, 1971 BY THE COMPLAINANT, PRAYING TO INITIATE PROSECUTION AGAINST THE ACCUSED FOR WILFUL DISOBEDIENCE OF THE COURT ORDER IN W.P.NO.22216/2023 DATED 29.11.2024 AT ANNEXURE-D SENTENCE THE ACCUSED FOR IMPRISONMENT.

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

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. The complainant has filed the present complaint alleging willful disobedience of the order dated 29.11.2024 passed by the learned Single Judge of this Court in Writ Petition No.22216/2023 (LA-RES). In terms of the said order, it was open for the petitioner to file a representation along with the relevant documents relating to land acquisition to enable the respondents to take a decision in the said matter.

2. The complainant had made a representation. The same was not disposed of. In the circumstances, the complainant filed a complaint, CCC No.273/2025 (Civil), which was disposed of by

order dated 25.03.2025 directing the accused to take a decision within a period of eight weeks from the said date.

3. The accused has filed a compliance affidavit *inter alia* enclosing therewith an endorsement dated 18.04.2026, whereby the complainant's representation has been disposed of. The said endorsement explicitly states that no proceedings for land acquisition were initiated in respect to the subject land [land measuring 2 acres and 17 guntas of Kallenakuppe Village, Maralwadi Hobli, Kanakapura Taluk, Ramanagara District] and as the said land was the subject matter of the gift deed [*Dana Patra*] in favour of the Health Department executed on 02.11.2004.

4. The learned counsel for the complainant submits that the said endorsement is without merit as the accused has not produced any registered document to establish that his father had gifted the subject land to the Health Department. We cannot engage ourselves with the said controversy in the present petition. The limited direction issued by the learned Single Judge was for the accused to consider the complainant's representation, which has been done.

5. In view of the above, the complaint is closed.

6. We however clarify this would not preclude the complainant from availing substantive remedies including in respect of the endorsement dated 18.04.2026.

7. All pending applications are also disposed of.

Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE

Sd/-
(C.M. POONACHA)
JUDGE

Vmb
List No.: 1 Sl No.: 11