HC-KAR

NC: 2026:KHC:63796-DB
WP No. 5178 of 2025

CNR: KAHC010115732025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 18TH DAY OF NOVEMBER, 2026

PRESENT

THE HON'BLE MRS. JUSTICE ANU SIVARAMAN

AND

THE HON'BLE MR. JUSTICE K.S.BHARATH KUMAR

WRIT PETITION NO. 5178 OF 2025 (GM-RES-PIL)

BETWEEN:

1. SHRI. KRISHNAJI PATIL
   S/O PUNDALIK PATIL,
   AGED ABOUT 56 YEARS,
   OCCUPATION: BUSINESS/SOCIAL WORKER,
   VADDEBAIL,
   TALUKA: KHANAPUR,
   DISTRICTZ: BELAGAVI-591120,
   STATE: KARANTAKA.

2. SHRI. DINKAR PARASHRAM MARGALE
   S/O PARASHRAM MARGALE,
   AGED ABOUT 52 YEARS,
   OCCUPATION: BUSINESS/SOCIAL WORKER,
   NO.84, THASILDAR KACHERI COMPOUND,
   TALUKA: KHANAPUR,
   DISTRICT: BELAGAVI - 591302,
   STATE: KARNATAKA.

3. SHRI. KRISHNA MALLAPPA KUMBHAR
   S/O MALLAPPA KUMBHAR,

Digitally signed by RAKSHA
Location: high court of karnataka

AGED ABOUT 49 YEARS,
OCCUPATION: BUSINESS/SOCIAL WORKER,
NO.63, VITHOBA GALLI,
SINGINKOP, IDALHOND,
TALUKA: KHANAPUR,
DISTRICT: BELAGAVI - 591302.
STATE: KARNATAKA.

4. SHRI. VIVEK RAMCHANDRA GIRI
S/O RAMCHANDRA GIRI,
AGED ABOUT 56 YEARS,
OCCUPATION: BUSINESS/SOCIAL WORKER,
NO.265/1-E, CHIRMUKAR GALLI,
TALUKA: KHANAPUR,
DISTRICT: BELAGAVI - 591302,
STATE: KARNATAKA.

…PETITIONERS

(BY SRI. KAZI SALIM HASHAM SAHEB, ADVOCATE)

AND:

1. UNION OF INDIA
REPRESENTED BY ITS SECRETARY,
ROAD TRANSPORT AND HIGHWAYS,
BHAVAN NO.1,
PARLIAMENT STREET,
NEW DELHI-110001.

2. UNION OF INDIA
REPRESENTED BY ITS PROJECT DIRECTOR,
NATIONAL HIGHWAYS AUTHORITY OF INDIA,
PROJECT IMPLEMENTATION UNIT- DHARWAD,

"SHIVA KRUPA NIVAS",
VIVEKANAND NAGAR, 2ND CROSS,
VIDYAGIRI, NEAR EXCELLENT NEET ACADEMY,
DHARWAD-580004.

3. THE SATE OF KARNATAKA
THE DEPUTY COMMISSIONER,
BELAGAVI DISTRICT-590001,
STATE: KARNATAKA.

...RESPONDENTS

(BY SRI. ADITYA SINGH, CGC FOR R1,
SRI. KHAMROZ KHAN, AGA FOR R3,
R2 - SERVED)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA R/W RULE 14(1) OF THE HIGH COURT OF KARNATAKA (PUBLIC INTEREST LITIGATION) RULES, 2018, PRAYING TO ISSUE A WRIT OF MANDAMUS, DIRECTING THE RESPONDENT NO.1 TO CONSIDER THE REPRESENTATION DATED 28.10.2024 AS PER ANNEXURE-"A"; AND ETC.,

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MRS. JUSTICE ANU SIVARAMAN
and
HON'BLE MR. JUSTICE K.S.BHARATH KUMAR

ORAL JUDGMENT

(PER: HON'BLE MRS. JUSTICE ANU SIVARAMAN)

1. This writ petition is filed seeking the following reliefs;

"a) Issue a Writ of mandamus, directing the Respondent No.1 to consider the Representation dated 28.10.2024 as per ***ANNEXURE-"A"****.*

b) Grant such other relief or reliefs as this Hon'ble Court deems fit and proper in the circumstances of the case, in the interest of justice and equity".

2. Heard Sri.Kazi Salim Hasham Saheb, learned counsel appearing for the petitioners and Sri.Aditya Singh, learned CGC for respondent No.1, Sri.Khamroz Khan, learned AGA for respondent No.3.

3. Learned counsel appearing for the petitioners submits that the prayer made in the petition is for a consideration of the representation seeking withdrawal of the toll, in view of the fact that the construction of the highway is still incomplete.

4. We notice that the representations have been preferred by the petitioners before all the respondents. However, learned counsel submits that it is for respondent No.1 to take an appropriate decision in the matter.

5. In the above view of the matter, there will be a direction to respondent No.1 to take up, consider and pass appropriate orders on the representations preferred by the petitioners, within a period of two months from the date of receipt of a copy of the judgment.

6. The writ petition is accordingly, ***disposed of.***

Sd/-
(ANU SIVARAMAN)
JUDGE

Sd/-
(K.S.BHARATH KUMAR)
JUDGE

GH
List No.: 1 Sl No.: 5