HC-KAR

NC: 2026:KHC:61264
WP NO.6496 OF 2013

CNR: KAHC010129582013

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 04TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE E.S.INDIRESH

WRIT PETITION NO.6496 OF 2013 (KLR-RR/SUR)

BETWEEN:

P.K. JAYAKRISHNE GOWDA
S/O LATE KALEGOWDA,
AGED ABOUT 45 YEARS,
R/AT PURA VILLAGE,
KASABA HOBLI,
K.R. PET TALUK,
MANDYA DISTRICT – 571 421.

...PETITIONER

(BY SRI. B. ROOPESHA, ADVOCATE)

AND:

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

2. THE ASST. COMMISSIONER
   PANDAVAPURA SUB-DIVISION,
   PANDAVAPUR,
   MANDYA - 571 401.

3. THE THASILDAR
   K.R. PET TALUK,
   K.R. PET,
   MANDYA - 571 401.

...RESPONDENTS

(BY SRI. SHAMANTH NAIK, AGA)

Digitally signed by CHAYA S A
Location: HIGH COURT OF KARNATAKA

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO QUASH THE ORDER DATED 31st DECEMBER, 2012 PASSED BY THE RESPONDENT NO.1 IN CASE R.P.51/2012 VIDE ANNEXURE-L.; AND ETC.

THIS PETITION COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE E.S.INDIRESH

ORAL ORDER

In this petition, the petitioner is challenging the order dated 31st December, 2012 (Annexure-L) passed by the respondent No.1 in Case No.R.P.51/201.

2. Heard Sri. B. Roopesha, learned counsel appearing for the petitioner and Sri. Shamanth Naik, learned Additional Government Advocate appearing for respondents.

3. Sri. Shamanth Naik, learned Additional Government Advocate appearing for respondents submits that the property in question has not been granted to the petitioner and same has been transferred to the Forest Department. Accordingly, he disputes the grant made in favour of the petitioner and

contended that the petitioner is seeking relief on the basis of fabricated documents.

4. In this regard, Sri. B. Roopesh, learned counsel appearing for the petitioner refers to the order of grant bearing No.Spl.DDR.46/1960-61 dated 30th June, 1961 and accordingly, sought for interference of this Court.

5. At this stage, learned appearing of the petitioner filed memo dated 04th November, 2026 seeking leave of the Court to establish his right over the property in question before the competent Civil Court. Memo is taken on record.

6. In the light of submission made by learned counsel appearing for the parties, as the learned Additional Government Advocate appearing for respondents disputes the grant of property in question in favour of the petitioner, it is relevant for the petitioner to establish his right over the property in question before the competent Civil Court.

7. Therefore, accepting the memo filed by learned counsel appearing for the petitioner, reserving liberty to the petitioner to establish his right over the property in question

before the competent Civil Court, writ petition is ***dismissed as withdrawn.***

8. In order to facilitate the petitioner to establish his right over the property in question, respondents are directed not interfere with the property in question for a period of two months from today to enable the petitioner to approach the competent Civil Court.

SD/-
(E.S. INDIRESH)
JUDGE

ARK
List No.: 1 Sl No.: 41