HC-KAR

NC: 2026:KHC:62467-DB
WA No. 501 of 2024

CNR: KAHC010184212024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 12TH DAY OF NOVEMBER, 2026

PRESENT

THE HON'BLE MRS. JUSTICE ANU SIVARAMAN

AND

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

WRIT APPEAL NO. 501 OF 2024 (GM-TEN)

BETWEEN:

NAGAMANGALA TOWN MUNICIPAL COUNCIL
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432,
REPRESENTED BY CHIEF OFFICER

...APPELLANT

(BY SRI. S.I.QUADRI, ADV. FOR
SRI. RAHAMATHULLA KOTHWAL, ADV.)

AND:

Digitally signed by PAVITHRA N
Location: High Court of Karnataka

1. THE STATE OF KARNATAKA
   REPRESENTED BY THE DEPARTMENT OF
   URBAN DEVELOPMENT,
   M.S. BUILDING,
   DR. AMBEDKAR VEEDHI,
   BENGALURU-560 001,
   REPRESENTED BY ITS SECRETARY

2. THE DEPUTY COMMISSIONER
   MANDYA DISTRICT,
   DEPUTY COMMISSIONER OFFICE,

MANDYA-571 401.

3. THE SECRETARY
PUBLIC WORKS DEPARTMENT,
M.S. BUILDING,
DR. AMBEDKAR VEEDHI,
BENGALURU-560 001.

4. SRI. N. S. RAJASHEKAR
S/O. LATE SIDDAPPA,
AGED ABOUT 54 YEARS,
R/AT PADAVALAPATNA ROAD,
OPP. KAVITHA STUDIO,
NAGAMANGALA TOWN,
NAGAMANGALA TALUK,
MANDYA DISTRICT-571 432.

5. SRI. INAYATH PASHA
S/O. SRI. NANNESAB,
AGED ABOUT 65 YEARS,
R/O. MUSLIM BLOCK,
MANDYA ROAD,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

6. SRI. NASRULLA PASHA
S/O. NAWAZ PASHA,
AGED ABOUT 49 YEARS,
AT KUMBARA STREET,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

7. SRI. RAJU. N. K.
S/O. LATE LAKSHMAMMA,
AGED ABOUT 56 YEARS,

AT TEMPLE CIRCLE,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

8. SRI. MOHAMMED EBRAHIM
S/O. SRI. ABDUL LATIF,
AGED ABOUT 51 YEARS,
AT MANDYA ROAD,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

9. SRI. MOHAMMED DASTHAGIR
S/O. ABDUL RAHAMAN SAB,
AGED ABOUT 65 YEARS,
AT KUMBARA STREET,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

10. SRI. VENKATESH
S/O. SRI. NARASIMHAIAH,
AGED ABOUT 60 YEARS,
AT BHAJANTHRI STREET,
THYAGARAJA CIRCLE,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

11. SRI. JAMEEL UR RAHAMAN
S/O. LATE N. B. MUSHTAQ AHMED,
AGED ABOUT 43 YEARS,
NO. 287, BDO QUARTERS ROAD,
MADEENH MOHALLA,
T.B. EXTENSION,
NAGAMANGALA TOWN,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

12. SRI. LOKESH
S/O. SRI. B. K. EREGOWDA,
AGED ABOUT 49 YEARS,
RESIDING AT BETTADA MALLANAHALLI,
KASABA HOBLI,
NAGAMANGALA TALUK,
MANDYA DISTRICT-571 432.

13. SRI. HARIDARSHAN. N. S.
S/O. LATE SRINIVASA,
AGED ABOUT 26 YEARS,
AT THYAGARAJA CIRCLE,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

14. SRI. N. MUKUNDARAJU
S/O. LATE NARASIMHAIAH,
RESIDING AT BHAJANTHRI STREET,
THYAGARAJA CIRCLE,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

15. SRI. FIROZE. K. M.
S/O. LATE K. M. MOHIDEEN,
AGED ABOUT 46 YEARS,
PERMANENT RESIDENT OF KARIMADATHIL,
DEVATHIYAL, PALLIKAL,
MALAPPURAM,
KERALA-673 636.

16. SRI. SHAHEEN TAJ A.
W/O. LATE MOHAMMED UMARDAJ,
AGED ABOUT 51 YEARS,
AT AK COLONY, MYSORE ROAD,
NAGAMANGALA TOWN,

MANDYA DISTRICT-571 432.

17. SRI. MUHAMMED ASLAM
S/O. LATE SYED ALAVI,
AGED ABOUT 37 YEARS,
PERMANENT RESIDENT OF ARAPPOYIL VENNATHODI,
CHELAMBARA,
MALAPPURAM,
KERALA-673 634.

18. SRI. KHIJAR ULLA SHAREEF
S/O. LATE AHMEDDULLA SHARIFF,
AGED ABOUT 39 YEARS,
AT T.B. EXTENSION,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

19. SRI. MOHAMED ATEEQ AHMED
S/O. LATE SADIQUE AHMED,
AGED ABOUT 44 YEARS,
AT 4TH WARD, MANDYA ROAD,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

20. SRI. SHAHTAJ UNNISA
W/O. LATE SAMIULLA KHAN,
AGED ABOUT 53 YEARS,
AT MACCA MAZJID ROAD,
HANEEF MOHALLA,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

21. SRI. SYED HUSSAIN
S/O. SYED MOHAMMED,
AGED ABOUT 75 YEARS,

R/O. MUSLIM BLOCK,
MANDYA ROAD,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

22. SRI. M. G. GOPALA
S/O. M. S. GOVINDA SHETTY,
AT BANGALORE ROAD,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

23. SRI. N. C. PRAKASH
S/O. SRI. CHIKKAVEERAPPA,
AGED ABOUT 63 YEARS,
AT KUMBARA BEEDI,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

24. SRI. N. Y. YELLEGOWDA
S/O. C. Y. YELLEGOWDA,
AGED ABOUT 50 YEARS,
AT BADARI KOPPALU VILLAGE,
T.B. EXTENSION,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 422.

25. SRI. MOHAMMED DASTHAGIR
S/O. SRI. MOHAMMED SAB,
AGED ABOUT 49 YEARS,
AT PADAVALAPATNA ROAD,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

26. SRI. PADMAJA. H. S.
W/O. LATE SRIRAM,

AGED ABOUT 53 YEARS,
AT KERE BEEDI,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

27. SRI. MANJUNATHA
S/O. GOVINDARAJA SHETTY,
AGED ABOUT 44 YEARS,
AT PADAVALAPATNA ROAD,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

28. SRI. N. B. SHESHIDAR
S/O. BASAVARAJAPPA,
AGED ABOUT 50 YEARS,
AT T. B. EXTENSION,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

29. SRI. AMJAD PASHA
S/O. SHEIKH HUSSAIN,
AGED ABOUT 53 YEARS,
AT MYSORE ROAD,
1ST CROSS, NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

30. SRI. AMEERULLA SEERAZ
S/O. MOHAMMED GHOUSE,
AGED ABOUT 50 YEARS,
AT MANDYA ROAD,
2ND CROSS,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

31. SMT. SHANTHAMMA

REPRESENTED BY GPA HOLDER,
SRI. VIJAYA PRASAD,
S/O. LATE N. L. LAKSHMANA,
AGED ABOUT 26 YEARS,
R/AT SANTHE MAIDANA ROAD,
WARD NO. 12,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

32. SMT. SHOBHA. M
W/O. LATE N. RUDRESH,
AGED ABOUT 32 YEARS,
AT KERE BEEDI,
6TH WARD,
NAGAMANGALA TOWN,
MANDYA DISTRICT-571 432.

…RESPONDENTS

(BY SRI.BYREGOWDA N., AGA FOR R1-R3)

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA HIGH COURT ACT, PRAYING TO SET ASIDE THE INTERIM ORDER DATED 11.3.2024 PASSED BY THE SINGLE JUDGE OF THIS COURT IN WP No.7301/2024 (GM-TEN) AND CONSEQUENTLY DISMISS THE WRIT PETITION AS THE SAME IS NOT MAINTAINABLE.

THIS APPEAL, 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)

This writ appeal is filed against an interim order dated 11.03.2024 passed by the learned Single Judge in Writ Petition No.7301/2024.

2. We notice that this appeal has been pending before this Court with office objections and is coming up for the first time for consideration on merits today. Therefore, in the past more than 2.5 years, the impugned order has been in operation and the writ petition is still pending.

3. In the above view of the matter, we are of the opinion that there is no ground for interference in the interim order passed by the learned Single Judge staying the auction of the shops claimed by the writ petitioners. However, we make it clear that we have expressed no opinion on the merits of the matter and it will be open to the appellant to raise their contentions before the learned Single Judge and seek vacation

of the interim order if they so desire. With the said observation, the writ appeal is ***disposed of***.

Sd/-
(ANU SIVARAMAN)
JUDGE

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

RAK
List No.: 1 Sl No.: 8