HC-KAR

NC: 2026:KHC:61158
WP No. 11640 of 2026

CNR: KAHC010246602026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF NOVEMBER, 2026

BEFORE

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

WRIT PETITION NO. 11640 OF 2026 (KLR-RES)

BETWEEN:

1. MR.G.SIDDAGANGAIAH
   S/O MR.GANGAIAH
   AGED ABOUT 87 YEARS
   R/AT: NO.820, GAYATHRI NILAYA
   MES ROAD, NEAR RAJAN BAKERY
   MUTHYALA NAGAR
   BENGALURU- 560054.

...PETITIONER

(BY SRI. NISHANTH A V.,ADVOCATE)

AND:

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

1. STATE OF KARNATAKA
   REVENUE DEPARTMENT
   M.S.BUILDING
   BENGALURU- 560001
   REPRESENTED BY ITS
   PRINCIPAL SECRETARY.

2. THE DEPUTY COMMISSIONER
   KG ROAD, NEAR DISTRICT
   REGISTRAR OFFICE,
   AMBEDKAR VEEDHI
   SAMPANGI RAMA NAGARA
   BENGALURU- 560009.

3. ASSISTANT COMMISSIONER
BENGALURU NORTH SUB-DIVISION
DISTRICT OFFICE RD
AMBEDKAR VEEDHI
BENGALURU- 560009.

4. THE TAHSILDAR
BENGALURU NORTH ADDITIONAL TALUK
NES OFFICE ROAD, SUGGAPPA LAYOUT,
EAST COLONY, YELAHANKA
BENGALURU- 560064.

5. MR.CHIKKEGOWDA
S/O LATE C.KRISHNAIAH
AGED ABOUT 43 YEARS.

6. MR.NAGESH
S/O LATE C.KRISHNAIAH
AGED ABOUT 41 YEARS.

7. MR.JAGADISH
S/O LATE C.KRISHNAIAH
AGED ABOUT 39 YEARS.

8. MR.KANTHARAJU
S/O LATE C.KRISHNAIAH
AGED ABOUT 37 YEARS.

9. MR.MINIGANGAPPA
S/O LATE YELLAPPA,
AGED ABOUT 51 YEARS.

10. MR.HANUMAPPA
S/O LATE YELLAPPA
AGED ABOUT 51 YEARS.

11. MR.CHANNAPPA,
S/O LATE MUNISWAMAPPA
AGED ABOUT 75 YEARS.
SINCE DEAD, REPRESENTED BY HIS LRs.

11a. SRI HANUMANTHARAYAPPA
SON OF LATE CHANNAPPA
AGED ABOUT 68 YEARS.

11b. SRI NAGARAJU.C
SON OF LATE CHANNAPPA
AGED ABOUT 65 YEARS.

BOTH ARE R/AT
KALATHAMMANAHALLI VILLAGE
HESARAGHATTA HOBLI
BENGALURU NORTH (ADDL.)
TALUK, BENGALURU-560089.
(AMENDED V/C/O DTD:28.10.2026)

12. MR.MUNIYAPPA
S/O LATE MUNISWAMAPPA
AGED ABOUT 69 YEARS.
SINCE DEAD, REPRESENTED BY HIS LRS.

12a. SRI K M NARAYANA MURTHY
SON OF LATE MUNIYAPPA
AGEDA BOUT 60 YEARS.

12b. SRI MUNIRAJU K M
SON OF LATE MUNIYAPPA
AGED ABOUT 48 YEARS.

BOTH ARE R/AT:
KALATHAMMANAHALLI VILLAGE
HESARAGHATTA HOBLI
BENGALURU NORTH (ADDL.) TALUK,
BENGALURU - 560089.
(AMENDED V/C/O DTD:28.10.2026)

13. MR.NARAYANAPPA
S/O LATE MUNISWAMAPPA

AGED ABOUT 65 YEARS.
SINCE DEAD, REPRESENTED BY HIS LRs.

13a. SRI VASANTHA N
SON OF LATE NARAYANAPPA
AGED ABOUT 44 YEARS.

13b. SRI SHIVAKUMAR K N
SON OF LATE NARAYANAPPA
AGED ABOUT 41 YEARS.

BOTH ARE R/AT:
KALATHAMMANAHALLI VILLAGE
HESARAGHATTA HOBLI
BENGALURU NORTH (ADDL.)
TALUK, BENGALURU-560 089.
(AMENDED V/C/O DTD:28.10.2026)

14. MR.DASAPPA
S/O LATE VENKATAPPA
AGED ABOUT 66 YEARS.

15. MR.HANUMANTHARAYAPPA
S/O LATE VENKATAPPA
AGED ABOUT 61 YEARS.

16. MR.ANANDA
S/O LATE VENKATAPPA
AGED ABOUT 53 YEARS.

17. MR.SIDDAPPA
S/O LATE VENKATAPPA
AGED ABOUT 54 YEARS.
SINCE DEAD, REPRSENTED BY HIS. LRS.

17a. SRI BASAVARAJU
SON OF LATE SIDDAPPA
AGED ABOUT 53 YEARS
R/AT KALATHAMMANAHALLI VILLAGE

HESARAGHATTA HOBLI BENGALURU NORTH (ADDL)
TALUK, BENGALURU - 560 089.
(AMENDED V/C/O DTD:28.10.2026)

18. MR.VENKATESH
S/O LATE LAKSHAIAH
AGED ABOUT 47 YEARS.

19. MR. SRINIVAS
S/O LATE LAKSHMAIAH,
AGED ABOUT 41 YEARS.

RESPONDENT NOS.5 TO 19 ARE
R/AT KALATHAMMANAHALLI VILLAGE
HESARAGHATTA HOBLI
BENGALURU NORTH (ADDL) TALUK.

20. MR. MOHAMMED FASIDUDIEN
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 47 YEARS.

21. MR.MOHAMMED NAZIUMUDIEN
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 48 YEARS

SINCE DEAD, REPRESENTED BY HIS LRS.

21a. MR.MOHAMMAD HARISH AHMED
SON OF LATE MOHAMMED NAZIUMUDIEN
AGED ABOUT 33 YEARS.

21b. MR.MOHAMMAD HARNIF AHMED
SON OF LATE MOHAMMED NAZIUMUDIEN
AGED ABOUT 29 YEARS.

BOTH ARE R/AT
1ST BLOCK, CITIZEN FOOTWEAR,
M.G.ROAD, CHIKKABANAVARA
YESHWANTHPURA HOBLI
BENGALURU NORTH TALUK

BENGALURU-560090.

RESPONDENT NO.20 & 21 ARE R/A
CITIZEN FOOT WEAR, M G ROAD
CHIKKABANAVARA
YESHWANTHPURA HOBLI
BENGALURU NORTH NORTH TALUK
BENGALURU - 560 090.
(AMENDED V/C/O DTD:28.10.2026)

22. MR.HAROON RASHEED
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 56 YEARS.

23. MR.MAMOON RASHEED
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 56 YEARS

24. MR.BURHANN @ RASHEED
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 54 YEARS.

25. MR.SULTAN @ RASHEED
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 52 YEARS.

SINCE DEAD, REPRESENTED BY HIS LRS.

25a. MR.M D FAISAL AHMED
SON OF LATE SULTAN @ RASHEED
AGED ABOUT 33 YEARS.

R/AT. Bo.324/F, 3RD BLOCK
NEAR MASJID SADIQ,
COCONUT GARDEN
CHIKKABANAVARA,
BENGALURU NORTH TALUK,
BENGALURU - 560090.

(AMENDED V/C/O DTD:28.10.2026)

26. MR. REHMAN @ RASHEED
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 49 YEARS.

27. MR. YAHASAN @ RASHEED
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 49 YEARS.

28. MR.INAM-UR-RASHEED
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 44 YEARS.

29. MR.IKRAAM @ RASHEED
S/O LATE MOHAMMED SODARDDIEN
AGED ABOUT 40 YEARS.

RESPONDENTS NO.22 TO 29
REPRESENTED BY POWER OF ATTORNEY HOLDER-
MR.IKRAAM @ RASHEED,

RESPONDENTS NO.22 TO 29 ARE
R/AT NO.1796, BROTHER COLONY
NEAR RAILWAY TRACK,
CHIKKABANAVARA
YESHWANTHPURA HOBLI
BENGALURU NORTH TALUK
BENGALURU-560090.

…RESPONDENTS

(BY SRI SHAMANTH NAIK, AGA FOR R1 TO R4,
SRI VIGNESHWARA S SHASTRI, SENIOR COUNSEL FOR SRI NARENDRA BABU P.L, ADVOCATE, FOR R5 TO R10, 11(A & B), R12(A & B), R13(A & B), R14, R16, R17(A), R18 TO R20, R21(A&B), R22 TO 24, R25(A), R26 TO R29,
R15 SERVED, BUT UNREPRESENTED)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI OR ANY OTHER WRIT SETTING ASIDE THE ORDER DATED 27.02.2026 PASSED IN R.P.NO.348/2025 BY THE DEPUTY COMMISSIONER (RESPONDENT NO.2), VIDE ANNEXURE-AB. PASS SUCH OTHER ORDER/S, GRANT SUCH OTHER RELIEF/S, AS THIS HON'BLE COURT DEEMS FIT IN THE FACTS AND CIRCUMSTANCES OF THE CASE, IN THE INTEREST OF JUSTICE AND EQUITY.

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

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

ORAL ORDER

In this writ petition, petitioner is assailing the order dated 27.02.2026 in RP No.348/2025 (Annexure - A) passed by respondent No.2.

2. It is contended by Sri Nishanth A V, learned counsel appearing for the petitioner, by referring to the order passed in Case No.104/1959-60 on the file of the Special Deputy Commissioner for Abolition of Inams, Bangalore, submitted that, the katha in respect of Sy. No.5 was jointly made in respect of ancestors of the petitioner herein - Gangaiah, and therefore, the finding recorded by the respondent No.2 by the Special Deputy

Commissioner requires to be interfered with in this writ petition.

3. *Per contra,* Sri. Vigneshwara S Shstri, learned Senior Counsel appearing on behalf of Sri Narendra Babu A.L, learned counsel for the respondent No.5 to 10, 11(a & b), 12(a & b), 13(a & b), 14, 16, 17(a), 18 to 20, 21(a &b), 22 to 24, 25(a), 26 and 29, refers to the Case No.104/1959-60 (Annexure-R10) as well as the grant order in Case No.87/59-60 and submitted that, the land in question was not the subject matter before the Inams Abolition Officer, and therefore, submitted that the Special Deputy Commissioner has erroneously passed an order and the same was rectified by the respondent No.2, and therefore, sought for dismissal of the writ petition.

4. Sri Shamanth Naik, learned Additional Government Advocate appearing for respondent - State sought for disposal of the writ petition.

5. In the light of the submissions made by the learned counsel appearing for the parties, the land in question is the land bearing Sy.No.5 of Kalathammanahalli Village, Hesaraghatta Hobli, Bangalore North Taluk, to an extent of 2 acres 15 guntas including 6 guntas of karab land.

6. The petitioner is claiming right through one Sri Gangaiah (father of the petitioner herein). It is also not in dispute that the aforementioned village was an Inam Village. In that view of the matter, taking into consideration the fact that, the respondent - Authority - Special Deputy Commissioner for Abolition of Inams, Bangalore, in Case No.104/59-60 has mentioned the name of father of the petitioner - Gangaiah as the Jodidar in respect of the subject land in Sy. No.5 of Kalathamanahalli Village, and therefore, by looking into the orders passed by the Special Deputy Commissioner and the respondent No.2 as there is a discrepancy insofar as the finding

recorded by both the Authorities, and therefore, I am of view that, it is a fit case to remit the matter to the respondent No.2 to reconsider the issue afresh by considering the entire material pertaining to the grant of land in question under Section 9 of the Mysore (Personal and Miscellaneous) Inams Abolition Act, 1954.

7. It is also made clear that this Court has not expressed any opinion on the merits of the case except pointing out that, the discrepancy in ignoring the right of the father of the petitioner in respect of the subject land in terms of Case No.104/59-60.

8. It is also made clear that all contentions of the parties are kept open, it is open for the respondent No.2 to reconsider the issue afresh after affording opportunity of hearing to all the parties are concerned.

9. It is also to be noted that since the parties are represented through the learned counsel, the parties are

directed to appear before the respondent No.2 on 14.12.2026 at 3.00 p.m. to enable the respondent No.2 to reconsider the issue afresh in accordance with law.

On the appearance of the parties, respondent No.2 is directed to expedite to dispose of the matter at the earliest, in accordance with law.

Accordingly, the writ petition is allowed.

The order dated 27.02.2026 in RP No.348/2025 (Annexure-A) on the file of the respondent No.2 is accordingly set aside.

It is submitted by the learned counsel appearing for the parties that, the subject matter of land has been acquired by the competent Authority. In that view of the matter, till the conclusion of the proceedings before the respondent No.2, the parties are directed not to resort for receipt of compensation from the competent Authority till

the rights of the parties to be crystallized before the respondent No.2.

SD/-
(E.S.INDIRESH)
JUDGE

BKM
List No.: 1 Sl No.: 5