HC-KAR

NC: 2026:KHC:62296
WP No. 14225 of 2023

CNR: KAHC010336762023

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF NOVEMBER, 2026

BEFORE

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

WRIT PETITION NO.14225 OF 2023 (KLR-RES)

BETWEEN:

1. SMT. MANGALAMMA
   W/O LATE SRI. SWAMY
   SHARADDHANANDAJI
   AGED ABOUT 53 YEARS.

2. SMT. ANITHAKANTHI
   W/O SRI. KRISHNEGOWDA
   D/O LATE SRI. SWAMY SHRADDHANANDAJI
   AGED ABOUT 33 YEARS.

3. SMT. PUNITHAKANTHI
   W/O SRI. SHRIDHAR
   D/O LATE SRI. SWAMY SHRADDHANANDAJI
   AGED ABOUT 31 YEARS.

   ALL ARE RESIDING AT
   RAMAKRISHNA THAPOVANA,
   SATHNOOR VILLAGE,
   KASABA HOBLI,
   MANDYA TALUK AND
   DISTRICT-571402.

...PETITIONERS

(BY SRI. RAJESWARA P.N., ADVOCATE)

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

AND:

1. THE DEPUTY COMMISSIONER
   DEPUTY COMMISSIONER OFFICER,
   MANDYA-571401.

2. THE ASSISTANT COMMISSIONER
   SUB-DIVISION MANDYA,
   MANDYA-571401.

3. THE TAHSHILDAR
   MANDYA TALUK AND
   MANDYA-571401.

4. SRI. MAHESH
   THE PRESIDENT
   SHREE KAMBADANARASIMHASWAMY
   DEVELOPMENT COMMITTEE
   SATHNOORU BETTA VILLAGE,
   KASABA HOBLI,
   MANDYA TALUK AND DISTRICT-571402.

…RESPONDENTS

(BY SRI. SHAMANTH NAIK, AGA FOR R1 TO R3;
SRI. HARIPARASAD M.B., ADVOCATE FOR R4)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA, PRAYING TO QUASH THE ORDER DATED 26.05.2023, PASSED IN RP.NO.34/2022 BY DEPUTY COMMISSIONER, R1 AT ANNEXURE-A; 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

1. In this writ petition, the petitioners are assailing the order dated 26.05.2023 (Annexure-A) passed by respondent No.1-Deputy Commissioner in R.P.No.34 of 2022, the order dated 05.10.2021 (Annexure-B) passed by respondent No.2-Assistant Commissioner and the order dated 31.12.2018 (Annexure-C) passed by respondent No.3-Thasildar. The petitioners have, inter alia, sought a direction to respondent No.3 to enter their names in the revenue records in respect of the subject land.

2. Heard Sri. Rajeswara P.N., learned counsel appearing for the petitioners, Sri. Shamanth Naik, learned Additional Government Advocate appearing for

the respondent-State and Sri. Hariprasad M.B., learned counsel appearing for respondent No.4.

3. Sri. Rajeswara P.N., learned counsel appearing for the petitioners, invited the attention of the Court to the Official Memorandum dated 07.01.1975 (Annexure-D) and the Grant Certificate dated 11.06.1984 (Annexure-D1) and submitted that the land in question was granted in favour of one Sri. Swamy Shraddhanandaji, , who died leaving behind the petitioners as his legal representatives. Therefore, he sought for interference by this Court. Learned counsel appearing for the petitioners further contended, by referring to the objections filed by respondent No.4 before the competent authorities, that the land in question never belonged to the temple in question and, accordingly, sought interference by this Court.

4. Per contra, Sri. Hariprasad M.B., learned counsel appearing for respondent No.4, submitted that the land in question was granted in favour of the said Sri. Swamy Shraddhanandaji, in his capacity as the Manager of the temple in question and not in his individual capacity. He further contended that the temple in question is managed by the public and that the subject land is situated adjacent to Sri. Kambada Narasimha Swamy Devasthana. Accordingly, he sought dismissal of the writ petition.

5. Sri. Shamanth Naik, learned Additional Government Advocate appearing for the respondent-State, sought to justify the impugned orders passed by the respondent-authorities.

6. In the light of the arguments advanced by the learned counsel appearing for the parties, and upon careful consideration of the Official Memorandum

dated 07.01.1975 (Annexure-D) and Form No.1/Grant Certificate dated 11.06.1984 (Annexure- D1) issued by the competent authority in respect of the land in question, it is forthcoming that the grantee has been described therein as "Sri. Swamy Shraddhanandaji., Manager, Sri. Ramakrishna Tapovana, Sathanur Village, Mandya Taluk".

7. In that view of the matter, it is relevant to note that the petitioners herein have instituted O.S. No.277 of 2020 seeking the relief of permanent injunction in respect of the subject property. However, it is open to the petitioners to establish their rights over the property in question in the said suit, in a manner known to law.

8. In view of the above, without expressing any opinion on the title to the land in question, and having regard to the description of the grantee in Form

No.1/Grant Certificate produced at Annexure-D1, the respondent-authorities are directed to enter the name in the revenue records as "Sri. Swamy Shraddhanandaji, Manager, Sri. Ramakrishna Tapovana, Sathanur Village", within an outer limit of two months from the date of receipt of a certified copy of this order.

9. It is, however, made clear that it is open to both the petitioners and respondent No.4 to establish their respective rights over the property in question in a manner known to law.

10. Accordingly, the writ petition stands ***disposed of***.

Sd/-
(E.S.INDIRESH)
JUDGE

SB
List No.: 1 Sl No.: 44