HC-KAR

NC: 2026:KHC:59477-DB
WP No. 21355 of 2019

CNR: KAHC010374182019

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF OCTOBER, 2026

PRESENT

THE HON'BLE MRS. JUSTICE ANU SIVARAMAN

AND

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

WRIT PETITION NO. 21355 OF 2019 (KLR-RES-PIL)

BETWEEN:

SHRI VISHWANATH AVANTHI
S/O VEERANA AVANTHI
AGED ABOUT 60 YARS
R/AT NO 6-98, HYDRABAD MAIN ROAD,
KIADB AREA, YADGIR KARNATAKA - 585201

...PETITIONER

(BY SRI. KIRANKUMAR, ADVOCATE)

AND:

1. THE DEPUTY COMMISSIONER
   OFFICE OF THE DEPUTY COMMISSIONER
   KALBURGI, DISTRICT: KALBURGI 585102

2. THE ASSISTANT COMMISSIONER
   SEDAM SUB DIVISION
   SEDAM, DISTRICT: KALBURGI 585102

3. THE TAHASILDAR
   OFFICE OF THE TAHASILDAR
   CHINCHOLI, DISTRICT: KALBURGI 585102

4. THE KARNATAKA RENEWAL ENERGY DEVELOPMENT LIMITED
   NO 39, SHANTIGRUHA
   BHARATH SCOUTS AND GUIDES BUILDING

Digitally signed by PAVITHRA N
Location: High Court of Karnataka

PALACE ROAD, BANGALORE - 01
R/P BY ITS MANAGING DIRECTOR

5. THE RENEW WING ENERGY (MP FOUR) PRIVATE LIMITED, GURUGOAN
SITE AT SULEPETH, TALUK CHINCHOLI
DISTRICT: KALBURGI 585102
HAVING ITS REGISTERED OFFICE AT NO 138,
ANSAL CHAMBER - II, BIKAJI CAMA PLACE,
NEW DELHI, SOUTH DELHI - DL 110066
R/P BY ITS DIRECTORS
JATINDER BANSAL AND ANSHUMAN JOHRI
AND OTHERS DIRECTORS

6. M/S RENEW SOLAR POWER PRIVATE LIMITED
HAVING ITS REGISTERED OFFICE AT NO 138,
ANSAL CHAMBER - II
BIKAJI CAMA PLACE, NEW DELHI
SOUTH DELHI - DL 110066
R/P BY ITS DIRECTORS, PARAG SHARMA AND RAHUL JAIN AND OTHER DIRECTORS

7. THE STATE OF KARNATAKA
DEPARTMENT OF REVENUE, VIDHANA SOUDHA,
VIDHANA VEEDHI, BANGALORE 01
R/P BY ITS PRINCIPAL SECRETARY

8. THE BANGALORE ELECTRICITY SUPPLY COMPANY LIMITED
A COMPANY INCORPORATED UNDER THE INDIAN COMPANIES ACT 1956, OFFICE AT NO BESCOM CORPORATE, K R CIRCLE,
BENGALURU
R/P BY ITS GENERAL MANAGER

…RESPONDENTS

(BY SMT. PRAMODHINI KISHAN, AGA FOR R1 - R3 & R7;
SRI. SAMARTH KASHYAP, ADV. FOR R4;

SMT. PADMA SUTTUR, ADV. FOR R8;
SRI. SHODHAN BABU A.M., AND
SRI. KUSUM RANGANATH, ADV. FOR R5 & R6)

THIS WP IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT OF MANDAMUS DIRECTING THE R-1 TO 3 TO TAKE IMMEDIATE ACTION AGAINST THE R-5 AND 6 IN PURSUANCE OF ENQUIRY REPORT/LETTER DATED 11/9/2018, VIDE NO. SA.KO/LR/101/2016-17/451, PRODUCED AT ANNEXURE-D.

THIS PETITION, COMING ON FOR HEARING INTERLOCUTORY APPLICATION, 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 petition is filed seeking directions to respondents No.1 to 3 to take immediate action against respondent No.5 and 6 in pursuance to Annexure-D - Letter.

2. When the matter was taken up today, there is no appearance for the writ petitioner.

3. The learned counsel appearing for the respondents submits that the mention in Annexure-D - letter dated 11.09.2018 is to the effect that the respondents had established a solar plant in violation of Section 109 of the Karnataka Land Reforms Act, 1961.

4. The learned counsel for respondent No.7 submits that permission under Section 109 of the Karnataka Land Reforms Act had has a matter of fact been obtained before establishing the solar plant. It is further submitted that Section 109 as well as Section 79A of the Karnataka Land Reforms Act has been repealed by the Karnataka Land Reforms (Second Amendment) Act, 2020, which received the assent of the Government on 30.12.2020.

5. It is submitted that in view of the said development, the writ petition, which is filed specifically on the ground that the solar plant had been established without obtaining the provisions under Section 79A and 109 of the Karnataka Land Reforms Act has become infructuous and is liable to be dismissed.

6. Having considered the contentions advanced and in view of the submissions made by the learned counsel for the respondents, that since Section 79A has been omitted by the 2020 Amendment Act and Section 109 of the Karnataka Land Reforms Act has been amended by omitting the letters 79A and 79B from sub-section (1) and (2), nothing survives for consideration in this writ petition.

7. Accordingly, this writ petition is ***closed as having become infructuous***.

Sd/-
(ANU SIVARAMAN)
JUDGE

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

RAK
List No.: 1 Sl No.: 15