HC-KAR

NC: 2026:KHC:55119
WP No. 24702 of 2024

CNR: KAHC010514202024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF OCTOBER, 2026

BEFORE

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

WRIT PETITION NO. 24702 OF 2024 (KLR-RR/SUR)

BETWEEN:

1. S M KARIBASAPPA
   S/O LATE MALLAPPA,
   AGED ABOUT 65 YEARS,
   AGRICULTURIST,
   R/A OF HANMANAHALLI VILLAGE,
   ECHAGHATTA POST-577534,
   MAYAKONDA HOBLI,
   DAVANAGERE TALUK

...PETITIONER

(BY SRI. REVANNA BELLARY.,ADVOCATE)

AND:

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

1. CHIEF SECRETARY
   STATE OF KARNATAKA
   VIDHANA SOUDHA,
   BENGALURU - 560009.

2. DEPUTY COMMISSIONER
   DAVANAGERE DISTRICT,
   ZILLA BHAVANA,
   DAVANAGERE-577006.

3. ASSISTANT COMMISSIONER
   DAVANAGERE SUB-DIVISION,
   BESIDE RAILWAY STATION,
   DAVANAGERE-577002.

4. TAHSILDAR
DAVANAGERE TALUK,
RAITHA BHAVANA,
OPP. NEW KSRTC DEPOT,
DAVANAGERE-577002.

5. EXECUTIVE ENGINEER,
KARNATAKA IRRIGATION
CORPORATION LIMITED,
#5, BHADRA CHANNEL DIVISION,
HADADI ROAD,
DAVANAGERE - 577002.

…RESPONDENTS

(BY SRI SHAMANTH NAIK, AGA FOR R1 TO R4
R5 - SERVED & UNREPRESENTED)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ENDORSEMENT DTD 2.09.2023 AT ANNX-M AND ENDORSEMENT DTD 16.01.2024 AT ANNX-Q AND TO ORDER FOR DIRECTION TO R-2 AND 3 TO ISSUE DIRECTION TO R-4 TO KEEPT KATHA OF EXTENT 3 ACRES 15 GUNTAS IN SY NO. 27/1 OF HANUMANAHALLI VILLAGE TO THE NAME OF PETITIONER ALLOWING APPEAL MEMO AT ANNX-L AND REVIEW PETITION AT ANNX-N TO ORDER FOR PAY MESNE PROFITS RS. 50,000/- AS PER YEAR FROM 1961 TILL PAYMENT AS PER ANNX-ATO CAL FOR THE ENTIRE RECORDS WITH RESPECT OF APPEAL IN RA/CR/7/2023-24 AND REVIEW PETITION NO. 222/2023 ON THE FILE OF R-2

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

Heard the learned counsel appearing for the parties.

2. Having taken note of the submissions made by the learned counsel appearing for parties, and the perusal of the writ papers would indicate that, the respondent - Authorities had acquired the land in question by issuing a notification dated 05.09.1961 under Section 4(1) of the Land Acquisition Act, 1894.

3. In that view of the matter, as the appropriate notification has been issued for acquisition of the land in question, the endorsement dated 02.09.2023 issued by the respondent No.2 at Annexure-M is just and proper and no interference is called for in this writ petition. However, taking into account the submission made by the learned counsel appearing for the petitioner, it is open for the

petitioner to challenge the acquisition proceedings, if so aggrieved by the same.

Accordingly, the writ petition is dismissed.

SD/-
(E.S.INDIRESH)
JUDGE

BKM
List No.: 1 Sl No.: 55