HC-KAR

NC: 2026:KHC:59720-DB
CCC No. 1023 of 2025

CNR: KAHC010529582025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF OCTOBER, 2026

PRESENT

THE HON'BLE MR. JUSTICE JAYANT BANERJI

AND

THE HON'BLE MRS. JUSTICE N.V.BHAVANI

CIVIL CONTEMPT PETITION NO. 1023 OF 2025

BETWEEN:

ERAKYATHARAYAPPA
S/O NAGANNA,
AGED ABOUT 55 YEARS,
EMMERAHALLI VILLAGE,
KASABA HOBLI,
SIRA TALUK,
TUMAKURU – 572 137

…COMPLAINANT

(BY SMT. KEERTHI PRASAD D.C. AND
SRI. ASHOKA.T, ADVOCATES)

AND:

Digitally signed by YASHODA K L
Location: HIGH COURT OF KARNATAKA

1. SRI. DIVAKAR
S/O SRI BASAVARAJU
RESIDING AT BUKKAPATTANA VILLAGE,
SIRA TALUK,
TUMKUR DISTRICT – 572 137

2. RUDREESH. K
THE COMMISSIONER
SIRA CITY MUNICIPAL COUNCIL,
SIRA, TUMKUR DISTRICT – 572 137.

3. THIMMARAJU
THE ASSISTANT EXECUTIVE ENGINEER,
BESCOM, SIRA SUB-DIVISION,
TUMKUR DISTRICT – 572 137.

4. RENUKHA YADHA
SUB-INSPECTOR,
SIRA POLICE STATION,
TUMAKURU DISTRICT.

…ACCUSED

5. THE STATE OF KARNATAKA
REP. BY PRINCIPAL SECRETARY
URBAN DEVELOPMENT DEPARTMENT
VIDHANA SOUDHA
BENGALURU - 560 001

….PROFORMA RESPONDENT

(BY SRI. RAVISHANKAR, ADVOCATE FOR A1;
SRI. R.S.RAVI, SENIOR COUNSEL FOR
SRI. S.RAJU, ADVOCATE FOR A2;
SRI. PUSHPAKANTHA, ADVOCATE FOR A3;
SMT. B. SUKANYA BALIGA, AGA FOR PROFORMA RESPONDENT)

THIS CCC IS FILED UNDER SECTION 11 AND 12 OF THE CONTEMPT OF COURTS ACT, BY THE COMPLAINANT, WHEREIN PRAYS THAT THE HONBLE COURT BE PLEASED TO TAKE COGNIZANCE OF THE CONTEMPT OF COURT COMMITTED BY THE ACCUSED. INITIATE CONTEMPT PROCEEDINGS AGAINST ALL THE ACCUSED FOR THEIR WILLFUL DISOBEDIENCE AND VIOLATION OF THE INTERIM ORDER DATED 02.07.2025 PASSED IN WP NO.17261/2025(LB-RES).

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

CORAM: HON'BLE MR. JUSTICE JAYANT BANERJI
AND
HON'BLE MRS. JUSTICE N.V.BHAVANI

CNR: KAHC010529582025

ORAL ORDER

(PER: HON'BLE MR. JUSTICE JAYANT BANERJI)

A perusal of the previous affidavit filed by the accused No.2 on 15.10.2026 reflects that due notices were issued under Section 187 of the Karnataka Municipalities Act, from time to time with a final notice being issued on 20.01.2025 directing stoppage of construction work immediately. The affidavit filed by the accused No.1 is also on record stating that the construction had been completed even prior to the order being passed by the writ Court.

2. In view of the aforesaid affidavit, and given the fact that the writ petition is pending, we deem it fit to consign this contempt petition.

3. Accordingly, the contempt petition is consigned. The accused are present in Court and are discharged.

SD/-
(JAYANT BANERJI)
JUDGE

SD/-
(N.V.BHAVANI)
JUDGE

GJM